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Finance and Administration
Committee of Council

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CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
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HAMILTON, ONTARIO L8N 3T4

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1992 March 2

URBAN MUNICIPAL
MAR 2 1992
GOVERNMENT DOCUMENTS

NOTICE OF MEETING

FINANCE AND ADMINISTRATION COMMITTEE

Thursday, 1992 March 5
9:30 o'clock a.m.
Room 233, City Hall

John Thompson
John Thompson
Secretary

AGENDA

1. **DELEGATION**

9:30 a.m. Mr. Keith Rielly, Director, Hamilton Board of Education - Caretaking Services, Various Recreation Centres during 1992-1994.

2. **CONSENT AGENDA**

3. **DIRECTOR OF INFORMATION SYSTEMS**

Centrex (Bell Canada) Telephone Services - Joint Use with the Region of Hamilton-Wentworth.

4. **ENGLISH LANGUAGE SUB-COMMITTEE**

Mandate of the English Language Sub-Committee.

5. **ACTING DIRECTOR OF PUBLIC WORKS/ACTING TREASURER**

5% Park Dedication Fund - Funds previously allocated for Red Hill Creek Recreational Master Plan.

6. **CITY CLERK**

(a) Resolution from the Township of Colchester North re: Abandonment of all New Social Initiative Programs, New Commissions, New Agencies and Proposed Legislation.

(b) Resolution from the City of Cornwall re: Pay Equity Program and Arbitration Awards.

(c) Resolution from the City of Oshawa re: General Motors.

(d) Resolution from the Regional Municipality of Niagara re: Proposed Reform to the Ontario Labour Relations Act.

7. **ACTING TREASURER**

Replacement of Mobile Equipment in 1992.

8. **PRIVATE AND CONFIDENTIAL AGENDA**

9. **OTHER BUSINESS**

10. **ADJOURNMENT**


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OUTSTANDING ITEMS

FINANCE & ADMINISTRATION COMMITTEE

1. (a) Policy to exempt Parking Authority from realty and business tax -Budget Meeting 1990 Feb. 23 and Regular Meeting 1990 Mar. 22 (Presently under review by Treasurer)

   (b) Examine feasibility of directing the net revenue from parking fines into the Reserve Account - 1990 March 22 (presently under review by Treasurer).

2. Street Vendors Program - Examine all aspects of the Program and report back to Finance and Administration Committee. Report and recommendations pending from Manager, Licensing Division.

3. Review licence fee and approval process for Transient Traders - Report pending from Manager of Licensing.

4. Hamilton Public Library Board - User Pay Policy and Regionalization of Hamilton Library Services (1990 Aug. 23) - Report pending from Library Board.

5. Council Agenda Line (1990 Aug. 23) - Report pending from Manager of Property Maintenance and Manager of Purchasing.

6. Steel City Flea Market - Flea Market By-law #87-234-Report pending for Manager of Licensing.

7. Review Civic Awards regulations to include recognition of cultural achievements (1992 January 09). Staff report pending.

8. H.S.P.C.A. to report back on possible amendments to existing legislation to improve power to confiscate vicious animals - 1992 January 23.

9. Temporary Business Tax - Convention Centre - Report pending from Treasurer 1992 January 23.

10. Windermere Basin 1992 February 06 - Status report pending.

11. Theatre Terra Nova - Reduction in monthly mortgage payments - Referred back by City Council 1992 February 25.

12. Proposed By-law to Regulate the Sale of Tobacco to Minors - Report Pending from City Clerk - 1992 February 20.

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CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 February 14

REPORT TO: Mr. J. D. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: CARETAKING SERVICES, VARIOUS RECREATION CENTRES DURING 1992, 1993, 1994

RECOMMENDATION:
That purchase orders be issued to provide caretaking services at various recreation centres during 1992, 1993, 1994, being the lowest acceptable of seven tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, and that these expenditures be financed through various approved accounts.

	May 1-Dec.31	Jan. 1 - Dec. 31	
	1992	1993	1994
Part A			
Alpha Cleaning Services, Hamilton	$ 75,555.18	$100,369.44	$100,369.44
Part B			
Sunshine Building Maintenance, Burlington	83,094.69	111,061.08	112,059.24

Above prices include G.S.T. and reflect discounts allowed.

T. Bradley, Manager of Purchasing

D. W. Vyce, Director of Property

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
Annualized savings of $161,000 will be realized to the City. Pro-rata savings will be reflected in our 1992 Current Budget on the assumption the change over will take place on May 1, 1992.

REPORT TO: Mr. J. D. Thompson, Secretary

FROM: Mr. T. Bradley

SUBJECT: CARETAKING SERVICES, VARIOUS RECREATION CENTRES DURING 1992, 1993, 1994

****

BACKGROUND:
The Board of Education has been advised of the City's intent in this regard, both prior to going to tender and after the tenders were received.

Tender Analysis	1992	1993	1994	TOTAL
Part A				
Alpha Cleaning Services, Hamilton	$ 75,555.18	$100,369.44	$100,369.44	$276,294.06
Sunshine Building Maintenance, Burlington	82,326.15	110,294.52	110,822.52	303,443.19
McArthurs Janitor Service, Hamilton	84,690.72	112,920.96	112,920.96	310,532.64
ServiceMaster, Burlington	83,889.00	113,022.24	114,660.00	311,571.24
Modern Building Cleaning, Hamilton	92 994.12	126,368.16	120,212.16	339,574.44
Janitorial Development, Hamilton	86,400.00	119,640.00	124,200.00	330,240.00
Snow White Cleaning Services, Hamilton	88,780.00	124,292.76	130,507.44	334,580.00
Part B				
Sunshine Building Maintenance, Burlington	$ 83,097.75	$111,061.08	$112,059.24	$306,218.07
McArthurs Janitor Service, Hamilton	84,690.72	112,920.96	112,920.96	310,532.64
ServiceMaster, Burlington	83,889.00	113,022.24	114,660.00	311,571.24
Modern Building Cleaning, Hamilton	92,994.00	126,368.16	120,212.16	339,574.32
Alpha Cleaning Services, Hamilton	90,153.00	120,208.68	120,208.68	330,570.36
Janitorial Development, Hamilton	86,400.00	119,640.00	124,200.00	330,240.00
Snow White Cleaning Services, Hamilton	105,222.00	147,311.28	154,676.64	407,209.92

See correspondence attached for additional background information.

Office Copy

CITY OF HAMILTON

- INFORMATION -

DATE: 1991 November 13

REPORT TO: J. D. Thompson, Secretary
Finance & Administration Committee

FROM: D. W. Vyce
Director of Property

SUBJECT: CLEANING - School Attached Recreation Centres

BACKGROUND:

As you are aware, there are eight school attached recreation centres scattered throughout the City (Bennetto, Dalewood, Churchill, Ryerson, Hill Park, Westmount, N.P. Lewis, MacNab). These recreation centres, with the exception of one, are cleaned by Board of Education personnel through an agreement with the Board, and have been since their initial existence. MacNab Recreation centre is the only exception. It is cleaned by an independent contractor (Snow White Cleaning) retained through the Board of Education.

Our analysis of the costs the Board of Education charges the City for this cleaning service reveals to us that it is rather expensive. There is absolutely no doubt in our minds, and ironically enough, in the opinion of the Board, that the City could obtain the service at a lesser cost while still maintaining quality. The cleaning service we receive at MacNab by the independent contractor is quite acceptable and the cost of the service is the least of all the City's school attached recreation centres.

Accordingly, we propose to call for tenders from private cleaning companies to provide the City with a cleaning service at these school attached recreation centres. The calling of tenders does not commit the City to alter its procedures, but at least we will know the cost of an alternative system.

In the event the City decides to cease using the Board of Education service, from the Board's standpoint, it will result in a maximum surplus employee complement of 17 persons who will either have to be absorbed into their workforce or made redundant. I am advised by the Board that three persons could be absorbed into the system in January and two to three additional persons in September of 1992. Further available positions are unknown at present.

Obviously the greatest affect on the Board will be if the City decides to make an "across the board" change at an early date. An alternative would be a phased in program.

I thought I should inform the members of the Finance & Administration Committee of our intentions inasmuch as our action would result in a downsizing of staff complement, albeit, at the Board of Education level, and no doubt our members of Council will be contacted in this regard.

We have discussed this matter with the Senior Staff of the Board who are fully aware of the course of action we are pursuing.

c.c. L. Sage, Chief Administrative Officer
E. C. Matthews, Treasurer
T. Bradley, Manager of Purchasing
R. Sugden, Director of Culture & Recreation
J. Johnson, Commissioner, Human Resources Centre
R. Swan, Manager, Building Operations & Maintenance Division
R. Desnoyers, Assistant Manager, Building Operations & Maintenance Division

Board of Education, City of Hamilton
100 Main Street West
HAMILTON, Ontario
L8P 1H6
Attn: R. Orlando, Superintendent of Plant

THE CORPORATION OF THE CITY OF HAMILTON
City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4

February 12, 1992

The Board of Education
for the City of Hamilton
100 Main Street West
HAMILTON, Ontario
L8P 1H6

Attention: Mr. R. Orlando, Superintendent of Plant

Dear Sir:

Re: Cleaning - School Attached Recreation Centres

During the month of November 1991, senior staff from the City and the Board of Education met to discuss a situation which has faced the City in recent years, and which is causing us some concern---the ever increasing cost of cleaning our school attached recreation centres.

As indicated in my report to the City's Finance and Administration Committee, dated November 13, 1991 (a copy was forwarded to your attention), the City has proceeded to call for tenders from private cleaning companies to provide the City with a cleaning service at the school attached recreation centres.

The tenders have now been received, analyzed thoroughly, and interviews held with some of the tendering company officials.

The tenders have revealed one thing for certain--the cost from a private janitorial service company to provide cleaning services which will meet our specifications at the school attached recreation centres, is far less than the cost of obtaining a similar service from the Board of Education.

Our analysis of the tenders confirms that the City could realize an annualized saving of approximately $161,000.00.

In today's tough economic times, in particular with the City facing budget cuts, rightsizing of staff complement, and a continual search for ways and means of improving the programs and services we deliver to the public, an annualized cost saving of this magnitude cannot be

ignored. The quality of service which has been provided by the Board of Education for the past number of years is not in question whatsoever; it is simply a matter of economics.

From our previous discussion with you, I understand that a City decision to cease utilizing Board of Education personnel to provide cleaning services at our school attached centres will result in a maximum surplus employee complement of seventeen (17) persons, who will either have to be absorbed into your overall workforce or made redundant. Hopefully, for the sake of the employees, arrangements could be made for the first alternative.

In conclusion, I must advise you that I intend to prepare a report for the next meeting of the City's Finance and Administration Committee, to be held on February 20, 1992. I will be recommending the awarding of contracts for the cleaning of eight school attached recreation centres: Hill Park, Bennetto, N. P. Lewis, Churchill, Dalewood, Westmount, MacNab & Ryerson, with a commencement date of May 1, 1992.

I fully realize that the more time you have to make alternate arrangements for your staff, the better it would be from your point of view. On the other hand you must appreciate that at the City's end we too are under intense pressure to find ways and means of reducing our budgets. The savings are very real, and very large and simply cannot be ignored.

I sincerely hope the City's action in this regard will not cause too great an upheaval to your operation, and that the affected employees can be accommodated. We have enjoyed our a good relationship over the past years with respect to the service you have provided. There have been some differences of opinion from time to time, but these are to be expected in any relationship.

We look forward to a continued fruitful relationship with the Board of Education on all other matters, as we continue to liaise with you on various issues.

Yours very truly,

D. W. Vyce
Director of Property

/dcr

c.c. K. Rielly, Director of Education and Secretary
The Board of Education
100 Main Street W.
HAMILTON, Ontario
L8P 1H6

J. G. Pavelka, P.Eng., Acting Chief Administrative Officer

R. Swan, Manager, Building Operations & Maintenance

R. Desnoyers, Assistant Manager, Building Operations & Maintenance

R. Sugden, Director of Culture & Recreation

J. Johnston, Commissioner, Human Resources Centre

✓T. Bradley, Manager of Purchasing

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FINANCE AND ADMINISTRATION COMMITTEE

THURSDAY, 1992 MARCH 5

CONSENT AGENDA

A. ADOPTION OF MINUTES

Minutes of the Meeting of the Finance and Administration Committee held 1992 February 20.

B. MANAGER OF PURCHASING

Supply and Delivery of Janitorial Paper Products during 1992, Purchasing Stores.

C. CITY CLERK

(i) Red Cross Month - Request to fly flag and use City Facilities for Display.

(ii) Resolution from City of Waterloo re: Workshop on Continuous Improvement and the 1992 Provincial Budget.

Thursday, 1992 February 20
9:30 o'clock a.m.
Room 233, City Hall

A

The Finance and Administration Committee met.

There were present: Alderman D. Ross, Chairperson
Alderman B. Charters, Vice-Chairperson
Alderman G. Copps
Alderman D. Drury
Alderman D. Agostino
Alderman T. Anderson
Alderman V. Agro
Alderman T. Cooke

Regrets: Mayor R. Morrow

Also present: Alderman H. Merling
Alderman F. Eisenburger
Alderman D. Wilson
Alderman M. Kiss
J. Pavelka, Acting Chief Administrative Officer
J. Johnston, Commissioner of Human Resources
R. Hammel, Acting Treasurer
J. Schatz, City Clerk
S. Dembe, City Clerk's Department
C. Stapleford, H.S.P.C.A.
G. Baker, Hamilton Fire Department
C. Coutts, City Clerk's Department
J. Thompson, Secretary

1. DELEGATIONS

(a) Mr. Wayne Marston, President, Communications and Electrical Workers of Canada, Local 42 - Resolution on Affordable Telephone Service.

The Committee was in receipt of a report dated 1992 January 20, from the Director of Information Services respecting the above-noted matter.

Mr. Wayne Marston, President, Communications and Electrical Works of Canada, appeared before the Committee to request that the Committee not support the Unitel/BCRL application to the CRTC to allow Unitel/BCRL to attach their equipment to an already existing network.

Mr. Marston added that should the application be successful, that the Communications and Electrical Workers of Canada would be facing staffing reductions of up to 20%.

After considerable discussion, the Committee made the following recommendation:

> That the City support the position of the Communications and Electrical Workers of Canada, Local 42 and that a letter indicating the City's support be sent to the CRTC and the Federal Government - **Motion Lost.**

The Committee approved the following recommendation:

> That the Submission from Local 42 of the Communications and Electrical Workers of Canada dated 1991 November 21, entitled "A View for Preserving Universally Affordable Telephone Service", be received.

(b) **Theatre Terra Nova - Monthly Mortgage Payments.**

The Committee was in receipt of a report dated 1992 January 29, from the Acting Treasurer respecting the above-noted matter.

Mr. Shawn Selway, Mr. Raymond Gamble and Ms. Jessica Davenport, all members of Theatre Terra Nova, appeared before the Committee to ask the City to reduce the monthly mortgage payments that Theatre Terra Nova presently makes to $100. per month, given the Theatre's current financial problems.

Considerable discussion ensued and the Committee approved the following recommendation:

> That the monthly mortgage payment due the City from Theatre Terra Nova be reduced for a period of one year commencing 1991 November 1, from the present amount of $1,339. to a new amount of $100. per month on the following conditions:
>
> (a) That the borrower enters into a Mortgage Amending Agreement with the City;
>
> (b) That the Mortgage Amending Agreement permit the borrower to have the reduced monthly payment for a maximum of one year in order to provide the opportunity to satisfy the property tax arrears obligations with the City.
>
> (c) That the Mortgage Amending Agreement is prepared by the borrower's solicitor in a form satisfactory to the Law Department;
>
> (d) That the borrower's solicitor certify to the City that the Mortgage Amending Agreement has been duly authorized, executed and registered by the borrower and is enforceable according to its terms.

Alderman Agostino wished to be recorded as opposed to this motion.

(c) **Allies for Animal Rights - Prohibition of Animal Acts in Circuses in Hamilton.**

The Committee was in receipt of a report dated 1992 February 17, from the Acting Chief Administrative Officer respecting the above-noted matter.

Cathy Hellings and Liz Crozier-Organ from Allies for Animal Rights appeared before the Committee to ask that the City prohibit animal acts in circuses in Hamilton.

The Committee was also in receipt of submissions from the following groups opposing the Allies for Animal Rights position to prohibit the use of animal acts in circuses:

(a) Ringling Bros. - Barnum & Bailey Circus
(b) Bowmanville Zoo
(c) Putting People First
(d) GWE Consulting Group Ltd., Calgary, Alberta
(e) African Lion Safari, Cambridge
(f) The Department of Anthropology, McMaster University

After considerable discussion the Committee approved the following recommendation:

(a) That the brief and petition dated 1991 October 16, from Allies for Animal Rights recommending that the City of Hamilton enact legislation to prohibit the inclusion of animal acts in all circuses performing in Hamilton, be received.

(b) That the Association of Municipalities of Ontario be requested to investigate the possibility of developing model draft guidelines and regulations to ensure that the highest quality of husbandry and welfare would be consistently provided to circus animals operating throughout the Province of Ontario for presentation and debate at an annual conference.

Alderman Copps wished to be recorded as opposed to this motion.

The Secretary was also directed to liaise with the Allies for Animal Rights to provide them with sufficient information to contact the Association of Municipalities of Ontario.

2. CONSENT AGENDA

A. ADOPTION OF MINUTES

The Committee was in receipt of the minutes of the Finance and Administration Committee for its meeting held 1992 February 6, and these minutes were adopted as circulated.

B. MANAGER OF PURCHASING

Mobile Equipment Maintenance Contract, 1992, 1993 - Various Departments

The Committee was in receipt of a report dated 1992 February 6, from the Manager of Purchasing respecting the above-noted matter. The Committee approved the following recommendation:

That a purchase order be issued to Motorola Canada Ltd., Hamilton, in the amount of $148,253.28 for mobile equipment maintenance during 1992, 1993, 1994 for various departments, being the lowest acceptable of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and that this expenditure be financed through various accounts.

C. CITY CLERK

(i) General Crear - City of Hamilton Silver Tray Presentation

The Committee was in receipt of a report dated 1992 February 10, from the City Clerk respecting the above-noted matter.

The Committee approved the following recommendation:

That permission be granted for the use of the Council Chamber on Saturday, 1992 March 14 at 11:00 o'clock a.m., for a presentation ceremony at which time General P.S.A. Todd's family will present the General Crerar tray to the City of Hamilton.

(ii) Use of Council Chamber - Mayor's Race Relations Committee

The Committee was in receipt of a report dated 1992 February 6, from the City Clerk respecting the above-noted matter.

The Committee approved the following recommendation:

That permission be granted to the Mayor's Race Relations Committee to use the City Hall forecourt (or in the event of inclement weather, the Council Chamber) and second floor foyer on Saturday, 1992 March 21 from 10:00 o'clock a.m. - 2:00 o'clock p.m. to celebrate International Day for the Elimination of Racial Discrimination.

(iii) Regional Land Division Committee Distribution List

The Committee was in receipt of a report dated 1992 February 12, from the City Clerk respecting the above-noted matter.

The Committee approved the following recommendation:

That the Building Commissioner be designated as the recipient of meeting notices, applications and decisions from the Regional Land Division Committee in lieu of the City Clerk in accordance with Ontario Regulation 406/83 of the Planning Act, R.S.O. 1983.

(iv) Civic Awards - Hamilton Spartans Football Club

The Committee was in receipt of a report dated 1992 February 13, from the City Clerk respecting the above-noted matter.

The Committee approved the following recommendation:

(a) That Civic Gold Rings be awarded to the following members of the Hamilton Spartans Football Club for winning the 1991 Canadian Men's Masters' Championship:

Kerry Smith
Whitey Jeffries
Paul Allingham
Terry Papp
Emil Radoslav
Joe Morrisson
Rick Lane

(b) That the appropriate diamond/ruby insert for previously awarded gold rings be awarded to the following members of the Hamilton Spartans Football Club for winning the 1991 Canadian Men's Masters' Championship:

Ian Ross	-	ruby insert
Barry Hutton	-	ruby insert
Al Robertson	-	diamond insert
Vic Blicharski	-	diamond insert
Warren Peaks	-	diamond insert
Jeff Brandham	-	diamond insert
David Derbyshire	-	diamond insert
David Hart	-	diamond insert
Karl Seifried	-	diamond insert

(v) Civic Award - Canadian Federation of Amateur Roller Skaters

The Committee was in receipt of a report dated 1992 February 13, from the City Clerk respecting the above-noted matter.

The Committee approved the following recommendation:

> That a diamond insert for a previously awarded civic gold ring be awarded to Lenore MacDonald for winning the 1991 Masters Figures Division National Championship for Roller Skating.

D. ACTING DIRECTOR OF PUBLIC WORKS

Request to Replace Vibratory Roller 9726 from the 1991 Depreciation List with Vibratory Roller 9727

The Committee was in receipt of a report dated 1992 February 11, from the Acting Director of Public Works respecting the above-noted matter. The Committee approved the following recommendation:

> That Roller 9727, a 1988 Bomag Vibratory Walk Behind Roller instead of 9726, a 1988 Bomag Vibratory Walk Behind Roller, be replaced from the 1991 Reserve for Replacement of Mobile Equipment Account.

E. HAMILTON CORPORATE CHALLENGE

The Committee was in receipt of a report dated 1992 February 14, from the Chairperson of the Finance and Administration Committee respecting the above-noted matter. The Committee approved the following recommendation:

(a) That, consistent with previous years, a grant in the amount of $2,537. be made to the Hamilton Corporate Challenge to be used towards the cost of entering and sponsoring two (2) teams of Civic Employees taking part in the Hamilton Corporate Challenge being organized by the Hamilton and District Chamber of Commerce and which will be held on Sunday, 1992 June 14 at Christie Conservation Area.

(b) That this expenditure be financed from the Unclassified Account.

F. ACTING TREASURER

(i) Remuneration and expense paid to members of City Council and members of other bodies for the year 1991.

The Committee was in receipt of a report dated 1992 February 14, from the Acting Treasurer respecting the above-noted matter.

Alderman Copps brought to the Committee's attention that under the expenses for members of Council, her name was inadvertently omitted. The Treasurer was directed to amend the report to include Alderman Copps' name.

Some questions were then raised with respect to the remuneration of members of Council, and in particular, why the salary of Alderman Wilson was greater than that of other Aldermen. The Treasurer was requested to report on the above before this matter is dealt with by City Council on 1992 February 25.

After considerable discussion, the Committee approved the following recommendation:

> That the statement attached to the report dated 1992 February 14, and marked as Appendix "A", of the Acting Treasurer summarizing remuneration and expenses paid to Members of Council and Members of Other Bodies for the year 1991, be received.

(ii) **Funding of Steam Museum Emergency Structural Repairs**

The Committee was in receipt of an added report dated 1992 February 19, from the Acting Treasurer respecting the above-noted matter.

The Committee approved the following recommendation:

> That, as referred to in Item 1 of the Fourth Report of the Parks and Recreation Committee for 1992, that an amount not to exceed $20,000. for emergency repairs to the 1913 Building at the Museum of Steam and Technology, be funded from the "Reserve for Repairs and Improvements to City Property", Centre CH 00109.

G. COMMISSIONER OF HUMAN RESOURCES

(i) **Employment Equity Proposal: Government of Ontario**

The Committee was in receipt of an Information Report dated 1992 February 10, respecting the above-noted matter. This report was received as circulated.

(ii) **Salary Classification - Administrative Co-ordinator (Cemeteries) Department of Public Works (C-016-092)**

The Committee was in receipt of a report dated 1992 February 12, from the Commissioner of Human Resources, respecting the above-noted matter.

The Committee approved the following recommendation:

That the following salary classification be approved:

Position Title	Function	Grade	Salary
Administrative Co-ordinator (Cemeteries) (formerly Administrative Assistant III)	Co-ordinates the arrangement of and payment for burials and disinterments. Provides administrative support to the Manager, Cemeteries Division.	O	$34,001.76 - $39,962.52 per annum

(iii) **Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton (C-017-092)**

The Committee was in receipt of a report dated 1992 February 12, from the Commissioner of Human Resources respecting the above-noted matter.

The Committee approved the following recommendation:

> That the listing of Appointments To and Terminations From Permanent positions, with the Corporation to 1992 February 10, attached to the report and marked as Appendix "A", be approved.

3. **CITY CLERK**

Proposed By-Law to Regulate the Sale of Tobacco to Minors

The Committee was in receipt of a report dated 1992 February 13, from the City Clerk respecting the above-noted matter. Some concern was expressed by Committee members in that the Draft By-law did not include a licensing component.

Following considerable discussion, the Committee approved the following recommendation:

That the report of the City Clerk dated 1992 February 13, respecting the Draft By-law to Regulate the Sale of Tobacco to Minors, be referred back to staff with the following directions:

(a) That staff meet with Dr. Goodyear, and a representative of Local Store Owners to re-draft the By-law to include licensing requirements and report back with the revised By-law at the next meeting of the Finance and Administration Committee;

(b) That the implementation, administration and enforcement of the proposed By-law, be on a cost recovery basis; and,

(c) That staff meet with the Regional Health Department to discuss the enforcement of the By-law through the existing Health Inspectors within the Health Department.

4. **CITY OF HAMILTON LICENSING COMMITTEE**

Nevada Lottery Scheme

The Committee was in receipt of a report dated 1992 February 13, from the Secretary of the City of Hamilton Licensing Committee, respecting the above-noted matter.

Mr. Steve Dembe, Manager, Licensing Division, advised Committee members that $234. profit would be generated for non-profit charitable organizations with the sale of 1 box of Nevada Tickets.

Considerable discussion ensued with respect to the matter, and the Committee approved the following:

(a) That the Licensing Committee of the City of Hamilton, be authorized to issue municipal licences for the sale of break open tickets for a 6-month trial period, notwithstanding the Lotteries By-law, based on the exemptions provided in the letter dated 1987 March 6, and directed to municipal councils from the Minister responsible for charitable gaming, so long as those exemptions continue to exist, and upon the following conditions:

(i) Except for Provincial Terms and Conditions 3, 4b, and 17b mentioned in the Minister's letter, that applicants for licences comply with all applicable laws and provisions of the Lotteries By-law.

(ii) That licence applicants, requesting exemption to Terms and Conditions 3, 4(b) and 17(b) as part of their application:

(a) file proof satisfactory to the Licensing Committee that the applicant either does not own or regularly occupy premises, or that the premises owned or occupied are impractical for the sale of tickets;

(b) file the signed written consent of the owner or occupier of the premises to be used for the sale of tickets, allowing the sale of tickets for the term of the licence;

(c) file the account number, bank name and branch of the lottery account, and the full names and home addresses of signing officers for the account, specifying whether withdrawals may be made on their signature alone, or with the signatures of other officers;

(d) file a statutory declaration of the applicant, on the form provided by the Licence Division, specifying that no direct or indirect payment is or will be made for the use of premises, property and services involved in the sale of tickets, or otherwise, to the owner or occupier of the premises from which tickets will be sold;

(e) file the statutory declaration of the owner or occupier of the premises from which tickets will be sold, on the form provided by the Licence Division, that no direct or indirect payment has been made, requested or promised from the licence applicant for the use of premises, property and services involved in the sale of tickets, or otherwise, and that no deduction will be made from the proceeds of the lottery when turning over such proceeds to the licence holder, save for cash prizes paid out to winners;

(f) file the signed written approval of the designated member in charge, that they have reviewed the security for tickets and money, and the requirements for the sale of tickets with the owner or occupier of the premises to be used, and have found them satisfactory and responsible;

(g) file sufficient information to allow the Licensing Committee to identify the location for sale of tickets, the placement of the container holding tickets while it is being used for ticket sales, and for the Licensing Committee to approve the location and placement as suitable for the sale of tickets based on security and appropriateness for a lottery.

(iii) That the licence holder file the signed written right of access of the manufacturer and distributor of the tickets to be sold, prior to the sale of any tickets.

(iv) That, in addition to their regular duties, the person or persons designated to be in charge of the lottery undertake to, on a weekly basis:

(a) attend at the commercial or third party location authorized, to pick up the receipts from boxes of tickets sold, and make a record of a reconciliation of the inventory of tickets, and the receipts, with boxes of tickets sold (for this purpose the seller shall not have more than one box of tickets in the jar for sale at any one time);

(b) make an immediate deposit of the receipts obtained under (a);

(c) review the measures being made for the security for tickets and money from the lottery, and take any necessary steps to ensure the receipts from the lottery are obtained and can be applied to the charitable objects listed in the licence.

(v) That, in addition to their regular duties, the person or persons designated to be in charge of the lottery shall undertake to:

(a) produce to the Licence Division, on a monthly basis, the updated bank book for the lottery account, and copies of the reconciliations from (iv)(a) above for the previous month, and cheques for any withdrawals from the account with the reason for the withdrawal noted thereon, and information on the number and location of all boxes of tickets;

(b) advise the police and the Licence Division of the City, immediately upon the discovery of any shortfall of money or tickets by reason of suspected loss or theft;

(c) maintain records of the reconciliations for at least four years after the licence has expired.

(vi) To ensure the separation of funds, not more than 1 licence shall be issued for a location at one time, and for the purposes of clarity, a location shall be deemed to be the entire commercial or third party location under the control of the owner or occupier.

(vii) That as part of the approval process, a licence inspector be designated to attend at the premises to be used for sales, to review with the owner or occupier, the relationship with the licence holder, the applicable terms and conditions, the declaration which has been provided by the owner or occupier, and to assist with questions on the required method of selling tickets.

(viii) That no person or organization shall receive any remuneration for selling tickets.

(ix) That if any terms and conditions are violated, the licence be recommended for suspension or revocation.

(b) That the Licence Division report back to the Licensing Committee following the 6-month Trial Period, with the results of the trial licences issued within that period, and make recommendations on the success of the trial and any proposed amendments to the lotteries by-law.

Alderman Charters wished to be recorded as opposed to this motion.

5. INTERNATIONAL GREAT LAKES/ST. LAWRENCE MAYORS' CONFERENCE RE: SECRETARIAT FUNDING

The Committee was in receipt of a memorandum dated 1992 January 14, from Mayor Robert M. Morrow, respecting the above-noted matter.

The Committee approved the following recommendation:

(a) That the City of Hamilton as a member of the Steering Committee of the International Great Lakes St. Lawrence Mayors' Conference contribute up to $5,000. U.S. towards funding of the Secretariat to provide the administrative support and the general secretarial services to the "Mayors' Conference" for 1992.

(b) That this expenditure be financed through the Unclassified Account.

Alderman Drury wished to be recorded as opposed to this motion.

6. DIRECTOR OF PROPERTY

(a) Restructuring Real Estate Division

The Committee was in receipt of a report dated 1992 February 13, from the Director of Property, respecting the above-noted matter.

The Committee approved the following recommendation:

(a) That the existing position of Property Officer, Real Estate Division (CPR 114) be eliminated.

(b) That a new position of Senior Property Officer, Real Estate Division (CPR 112) be created and that the upgraded position be funded from within the existing Property Department Budget.

(b) Direct purchase of natural gas

The Committee was in receipt of a report dated 1992 February 13, from the Director of Property and Manager of Purchasing, respecting the above-noted matter.

Alderman Agostino wished to commend staff on their initiative in preparing such a report and the Committee approved the following recommendation:

(a) That The Corporation of the City of Hamilton accept the offer from Saskatchewan Oil and Gas Corporation (SASKOIL) for the three-year supply of natural gas for all Civic properties at $1.28 per Gigajoule for 1992, $1.30 per Gigajoule for 1993, and to negotiate at market prices for 1994 and if the price can't be agreed upon it shall be set by arbitration;

(b) That the Mayor and City Clerk be authorized to execute the agreements as required which are to be in a form satisfactory to the City Solicitor to provide for the transmission of natural gas between SASKOIL and Union Gas;

(c) That the Mayor and City Clerk be authorized to sign the agreements as required which are to be in a form satisfactory to the City Solicitor to permit SASKOIL to act as agent for The City of Hamilton in negotiations between SASKOIL and Union Gas; and,

(d) That the City Solicitor be authorized and directed to apply to the Ontario Municipal Board for necessary approval.

(c) Care-taking services - Various Recreation Centres during 1992 - 1994

The Committee was in receipt of a report dated 1992 February 14, from the Director of Property and Manager of Purchasing, respecting the above-noted matter.

General discussion ensued and the Committee agreed to table this report until its next meeting to give representatives of the Hamilton Board of Education an opportunity to appear before the Committee to address its concerns, if any, with respect to this matter.

7. COMMISSIONER OF HUMAN RESOURCES

Terms of Employment - School Crossing Guards

The Committee was in receipt of an Information Report dated 1992 February 13, from the Commissioner of Human Resources, respecting the above-noted matter. This Information Report was received as circulated.

The Committee was also in receipt of an Action Report dated 1991 December 27, from the Commissioner of Human Resources, and the Committee approved the following recommendation:

That the terms of employment for School Crossing Guards and Spare Crossing Guards for the years 1992 and 1993, attached to the report and marked as Appendix "A", be approved.

8. HAMILTON FIRE DEPARTMENT

Staffing Complement - Hamilton Fire Department

The Committee was in receipt of an Information Report dated 1992 February 11, from the Fire Chief, respecting the above-noted matter.

Chief George Baker appeared before the Committee to advise all Committee members that through re-organization and re-assignment of tasks that the staff complement of the Hamilton Fire Department can be reduced by 22 positions through attrition. Chief Baker added that the re-organization would maintain appropriate levels of service for the safety of all Hamilton citizens while obtaining the most cost effective use of available resources.

Mr. Ron Bowman, President, Hamilton Firefighters Association, also appeared before the Committee and circulated a brief entitled "A Rebuttal to the Fire Chief's Proposal to Reduce 22 Firefighting Positions", dated 1992 February 20, as prepared by the Hamilton Professional Firefighters Association, Local 288, International Association of Firefighters. With Mr. Bowman were Mr. Larry Staples, Secretary, and Mr. Henry Watson, Vice-President of the Hamilton Firefighters Association. Mr. Bowman added that the Association is opposed to the firefighting staff cuts and does not agree that the reduction in staff would not affect the level of services presently provided by the Fire Department.

General discussion ensued and the Committee congratulated Chief George Baker and supported his initiatives to reduce the staff complement by 22 positions through re-organization and attrition.

9. **ALDERMAN D. DRURY**

Canadian Taxi Association - Membership

The Committee was in receipt of a letter dated 1992 January 27, from Alderman Don Drury requesting that the City join the Canadian Taxi Association. The Committee approved the following recommendation:

(a) That the City of Hamilton become a member of the Canadian Taxi Association for 1992 at a cost of $100.

(b) That this expenditure be financed through the Unclassified Account.

10. **UNFINISHED BUSINESS**

(a) **Tivoli Theatre Proposal**

The Committee was in receipt of a report dated 1992 January 30, from the Acting Treasurer, respecting the above-noted matter. General discussion ensued with respect to this matter and the Committee approved the following recommendation:

(a) That City Council not support the request of the Tivoli Foundation for a loan guarantee from the City in the amount of $100,000.

(b) That the Tivoli Foundation Group continue discussions with the Manager of Purchasing and the Managing Director/C.E.O of H.E.C.F.I., with respect to obtaining useable surplus equipment or material from City facilities, in accordance with the established purchasing policy on disposal of surplus City property.

(c) That the Tivoli Foundation Group continue to seek grants from the upper levels of government, as well as from private subscription.

Recorded vote:

Yeas: Alderman Don Drury, Alderman D. Agostino, Alderman T. Anderson, Alderman T. Cooke, Alderman G. Copps.

Nays: Alderman V. Agro - **Carried.**

(b) We Care Kennels Inc.

The Committee was in receipt of a report dated 1992 February 17, from the Secretary of the Finance and Administration Committee, respecting the above-noted matter. The Committee approved the following recommendation:

That based on the consensus of the members of the Finance and Administration Committee at its meeting held 1992 February 6, that the proposal of Ken Blacquiere, We Care Kennels Inc., be received and referred to the H.S.P.C.A. for information.

11. HAMILTON INTERNATIONAL AIRSHOW CIVIC RECEPTION

The Committee was in receipt of a letter dated 1991 October 23, from the General Manager of the Hamilton International Airshow, respecting sponsorship for its 1992 Civic Reception. Some discussion ensued with respect to hosting this Civic Reception at a cost of $9,000. and the Committee agreed to amend the amount to $8,000., and approved the following recommendation:

(a) That the City of Hamilton host a reception for the Hamilton International Air Show to be held on 1992 June 20 and 21, at a cost not to exceed $8,000.

(b) That this expenditure be financed through Account No. CH55314 84010 - Special Civic Receptions and Delegation Hosting.

12. CITIZEN APPOINTMENTS TO VARIOUS COMMITTEES/BOARDS

The Committee was in receipt of a report dated 1992 February 19, from the Chairperson of the Finance and Administration Selection Committee, respecting the appointment of citizen members to the various Committees that fall under the jurisdiction of the Finance and Administration Committee.

The Committee then adjourned In-Camera to deal with some personnel matters.

The Committee reconvened in Open-Session and approved the following recommendation:

(a) That the following Citizen appointments be made to the following Committees that fall under the jurisdiction of the Finance and Administration Committee:

(i) Canadian Football Hall of Fame and Museum Management Committee
(for a term to expire 1994 November 30)

- Paul Curle
- Tony DePaulo
- Margaret Knill
- Mario Vespa

(ii) City of Hamilton Licensing Committee
(for a term to expire 1994 November 30)

- Arthur James Child
- J. R. (Jack) Jones

(iii) Committee of Adjustment
(for a term to expire 1994 November 30)

- Mark Dudzic
- Michael Greenlee
- George Korz
- Bruce Law
- Nirmal Takhar

(iv) Hamilton Civic Hospitals Board of Directors
(for a term to expire 1995 December 31)

- Patricia Mongeon
- Morris Smurlick

(v) Hamilton Entertainment and Convention Facilities Inc.
(for a term to expire 1994 December 31)

- Angelo Di Ianni
- S. Jasper Kujavsky
- J. Cameron Nolan

(vi) Hamilton Status of Women Sub-Committee
(for a term to expire 1994 November 30)

- M. Angie Armstrong
- Sheila Church
- Schellie Maybee
- Theresa Mensah
- Shirley Molot
- Evelyn Myrie
- Elsie Paget
- Marnie Piggot
- Frank Raso
- Valya Roberts
- Agnes Samson
- Katherine Side
- Christine Templeton
- Janice Tomkins
- May Toth

(vii) Keep Hamilton Clean Committee
(for a term to expire 1994 November 30)

- Paddy Chitty
- William Deeley
- Rick Kozuch
- Ronald Volterman

(viii) Municipal Non-Profit (Hamilton) Housing Corporation
(for a term to expire 1994 November 30)

- Susan Andrews
- Sharon Dale Charters
- Marc Guizzo
- Robert Kronas
- Nancie Mleczko
- Gary Molinaro

(ix) Property Standards Committee
(for a term to expire 1994 November 30)

- John Millar

(x) Public Library Board
(for a term to expire 1994 November 30)

- Peter Burns
- Trudi Down
- Peter Mitchell
- Peter Rogers
- Anna Sbrissa
- John Syko

(b) That the Regional Municipality of Hamilton-Wentworth be advised that the City recommends the following appointments to the following Regional Committees:

(i) Hamilton Region Conservation Authority
(for a term to expire 1994 November 30)

- Ronald Bowman
- John Burns
- Robert Helwig
- Alan Stacey

(ii) Land Division Committee
(for a term to expire 1994 November 30)

- Lindsay Nelson
- Bill Powell, Sr.
- Carlo Silvestri

13. TAXI ADVISORY COMMITTEE

Taxi Advisory Membership

The Committee was in receipt of an added report dated 1992 February 19, from the Secretary of the Taxi Advisory Committee, respecting the above-noted matter.

The Committee approved the following recommendation:

That the following constitute the membership of the Taxi Advisory Committee for a term to expire 1994 November 30:

City Council Representatives:	Alderman D. Drury Alderman F. Eisenberger
Taxi Brokerage Representatives:	Mr. Paul A. Devlin Yellow Cab Company Limited
	Mr. Robert A. Esselment Veterans Taxi
	Mr. Craig L. Cutter Blue Line Cab Company
Citizen Representatives:	Betty Mace Stephen Jones Sharon Marafon One Vacancy to be filled shortly
Taxi Industry Professionals:	Michael Anderer Two Vacancies to be filled shortly

Committee members were advised that one citizen representative still remains vacant on the Taxi Advisory Committee and that Alderman Copps will be advising the Secretary as to who will be filling this vacancy.

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN DON ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Charlene J. Coutts
Legislative Assistant
1992 February 20

B

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 February 24

FEB 24 1992

REPORT TO: Ms. Charlene Coutts, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF JANITORIAL PAPER PRODUCTS DURING 1992, PURCHASING STORES

RECOMMENDATION:
That a purchase order be issued to Lilo Products, Hamilton, being the lowest evaluated bid based on post-consumer waste content of eleven tenders received, for the supply and delivery of janitorial paper during 1992, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Purchasing Stores Inventory account No. 56103 28999, as follows:

Singlefold towels	$17.44 case
Multifold towels	14.05 case
Interfold tissue	46.57
Toilet tissue	16.75
10" Roll white paper	22.54

GST at 7% and PST at 8% extra to above prices

T. Bradley, Manager of Purchasing

REPORT TO: Mr. J. D. Thompson, Secretary

FROM: Mr. T. Bradley

SUBJECT: SUPPLY AND DELIVERY OF JANITORIAL PAPER PRODUCTS DURING 1992, PURCHASING STORES

****

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Tender Analysis

	Total Bid	% Post Consumer Waste	Minimum Delivery	Environment Discount 15	Evaluated Bid	
Safety Supply	$49,241.60	20%	None	$ 1,477.25	$47,764.35	*
Kaumeyer Paper	50,685.60	40%	None	3,041.14	47,644.46	*
G.T. French	50,219.20	50%	10 cases	3,766.44	46,452.76	
G.T. French	52,091.20	50%	10 cases	3,906.84	48,184.36	
Lilo Products	51,139.40	100%	None	7,820.91	44,318.49	
Flexo Products	52,484.00	40%	None	3,149.04	49,334.96	*
Price Diaxon	55,585.00	20%	5 cases	1,667.55	53,917.45	
Crown Paper	56,776.00	100%	5 cases	8,516.40	48,259.60	*
Bass Paper	61,704.00	40%	None	3,702.24	58,001.76	
Tennier	61,828.40	40%	None	3,709.70	58,118.70	
Artic Packaging	67,131.80	100%	200 cases	10,069.77	57,062.03	

* partial bids. GST at 7% and PST at 8% extra to above prices. Total estimated expenditure during 1992 $52,139.40.

Delivery service by Purchasing Stores to City and Region Departments has been suspended due to staff reduction. Lilo Products can provide this service at no cost with no minimum order quantity.

Recommendation is in line with Staff Enviro-Team, Terms of Reference adopted by Council March 12, 1991, which states that the expanded use of products and services that contain the maximum level of post-consumer waste and/or recyclable content be considered.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 February 27

REPORT TO: John D. Thompson, Secretary
Finance and Administration Committee

FROM: J.J. Schatz
City Clerk

SUBJECT: **Red Cross Month**

RECOMMENDATION:

That permission be granted to The Canadian Red Cross Society as follows:

i) To fly the Canadian Red Cross Society flag at City Hall throughout the month of March, 1992 during Red Cross month.

ii) For a display at the west end of the second floor foyer at City Hall from Tuesday, 1992 February 25 - Tuesday, 1992 March 31 to promote the Red Cross services/programmes to the Hamilton community.

iii) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Shelley Merlo-Orzel, Culture & Recreation Department
Debbie Geroux, City Clerk's Office
Information Desk
File

RECE
FEB 2
CITY CLERKS

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

TO:	J. D. Thompson, Secretary Finance and Administration Committee	YOUR FILE:	
FROM:	J. J. Schatz City Clerk	OUR FILE: PHONE:	546-2727
SUBJECT:	**City of Waterloo**	DATE:	1992 February 20

Attached is a copy of a resolution from the City of Waterloo regarding a workshop focusing on issues relating to Continuous Improvement and the Provincial 1992 Budget which City Council at its meeting held 1992 February 11 referred to the Finance and Administration Committee.

att.

City of Waterloo

Brian Turnbull, Mayor

City Hall, 100 Regina St. S.
P.O. Box 337, Waterloo City Centre,
Waterloo, Ontario N2J 4A8
(519) 747-8701

January 20, 1992

Mayor Robert Morrow and
Members of Council
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow and Members of Council:

Municipalities are cutting back on convention budgets and searching for ways to improve service while keeping taxes in line. This year's annual meeting is designed with you in mind. It will be a bare-bones event -- a one-day workshop focussing on two important issues that will help you manage your municipality.

TOPICS

1. Total Quality Management or Continuous Improvement is the term given to a process that teaches us how to achieve improvements in service with the same or fewer resources. At the workshop, case histories of municipal experiences will be outlined.

2. The Provincial 1992 Budget will be presented to the legislature around 14 April 1992. We are inviting Treasurer Floyd Laughren to explain to us how the budget affects municipalities and to hear our reaction to it.

Please set aside Friday, 24 April 1992 for this workshop which will be held in Waterloo. Details on the program, location and cost will follow but the cost will be well under $100 per delegate.

Yours truly,

Brian Turnbull

BRIAN TURNBULL
MAYOR
CHAIR, LARGE URBAN
SECTION

3

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 February 20

REPORT TO: Mr. J. D. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. J. G. Hindson, P.Eng.
Director of Information Systems

SUBJECT: Centrex (Bell Canada) Telephone Services - joint use with the Region of Hamilton-Wentworth (I/S 92-102)

RECOMMENDATION:

a) That the City of Hamilton advise the Region of Hamilton-Wentworth that the City wishes to continue the joint-use of Bell Canada's Centrex Telephone services for the 60 month period beginning 1992 March 31.

b) That the Director of Information Systems be authorized and directed to execute equipment schedules to the Master Centrex Telephone Agreement on behalf of the City, as approved by Council, provided the following conditions have been satisfied:

i) that the schedule be in a form satisfactory to the City Solicitor.
ii) that the requisite expenditure is contained in an approved Budget and is within the Council's adopted purchasing policy;
iii) that a copy of the Master Agreement, as executed by the Region and Bell Canada is on file with the City Clerk.

J. G. Hindson, P.Eng.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

There will be a total **reduction** in cost of $185,400 over the next five years. The projected reduced costs (based on the number of lines) will be *$15,200* per year for the City of Hamilton and *$21,880* per year for the Region.

BACKGROUND:

The Region of Hamilton-Wentworth and the City of Hamilton jointly installed Bell Canada's Centrex telephone system in 1989/90. Most departments now use Centrex and there are currently 2,018 Centrex lines in operation within the Region and the City of Hamilton's Departments, Agencies and Boards.

The current three year contract has an expiry date of October 1992. However, Bell Canada has recently offered reduced line rates of 4% if the contract is renewed for 36 months or 6% if the contract is renewed for 60 months.

I have reviewed the options with the staff Communications Advisory Committee and I have recommended that the Region renew the Centrex contract for a 60 month period. The Bell Canada Centrex system is a key component of the overall communications capability, is providing satisfactory trouble-free service, and there is currently no other vendor source for a multiple-building local (4 digit) dialling service. (Local, four digit service allows person-to-person dialling without telephone switchboard operators).

The Region of Hamilton-Wentworth administers the contract that includes the City of Hamilton in order to take advantage of the reduced costs that are available by having a single contract. This arrangement saves $12,000 per year. Therefore, renewal of the Centrex contract should be subject to the City of Hamilton also agreeing to continue the service for the 60 month renewal period.

c.c. Ms. P. Noé Johnson, City Solicitor

4

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: John D. Thompson, Secretary
Finance and Administration Committee

YOUR FILE:

FROM: Stella M. Glover, Secretary
English Language Sub-Committee

OUR FILE:
PHONE: 546-3993

SUBJECT: **Mandate of English Language Sub-Committee**

DATE: 1992 February 27

Recently the English Language Sub-Committee made a recommendation to the Finance and Administration Committee with regard to bilingual signage. However, this recommendation was rejected at the Finance and Administration Committee agenda review meeting as going beyond the jurisdictional authority of the English Language Sub-Committee.

This matter was discussed at the meeting of the English Language Sub-Committee held 1992 February 25 at which time concern was expressed that some clarification was needed with regard to the Sub-Committee's mandate.

The English Language Sub-Committee is therefore requesting an opportunity to meet with members of the Finance and Administration Committee to discuss and define the Terms of Reference of the English Language Sub-Committee.

Stella Glover

cc: Mr. T. Tarpos, Chairperson
English Language Sub-Committee

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mrs. Stella Glover
Secretary
English Language Sub-Committee

YOUR FILE:

FROM: Mr. J. D. Thompson, Secretary
Finance and Administration Committee

OUR FILE:
PHONE: 546-2747

SUBJECT: BILINGUAL SIGNAGE

DATE: 1992 February 14

This refers to the attached report of the English Language Sub-Committee dated 1992 February 03 recommending that a letter be sent to the Provincial Government objecting to money being spent on bilingual signs for hospitals and highways in Ontario, which was discussed at the Agenda Review Meeting of the Finance and Administration Committee on Friday, 1992 February 14.

Consistent with the approved Terms of Reference, the English Language Sub-Committee was established to provide a liaison between the City and the English speaking community by looking into the English speaking situation with the authority to recommend solutions and means of action regarding problems encountered by Hamilton's English speaking community.

It was agreed at the Agenda Review meeting that it is not the role or mandate of the Sub-Committee to challenge, criticize or object to the national and provincial policies on bilingualism. Consequently, the attached recommendation will not be submitted to the Finance and Administration Committee as it goes beyond the jurisdictional authority of the English Language Sub-Committee.

However, this does not preclude individual members of the Sub-Committee from contacting their own MPs or MPPs, on a personal basis, respecting bilingualism.

c.c. Chairman and Members of the Finance and Administration Committee

Attachment

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 February 3

REPORT TO: John D. Thompson, Secretary
Finance and Administration Committee

FROM: Stella Glover, Secretary
English Language Sub-Committee

SUBJECT: **Bilingual Signage**

RECOMMENDATION:

That a letter be sent to the Provincial Government objecting to money being spent on bilingual signs for hospitals and highways in Ontario, particularly in view of the present economic climate and the fact that hospitals are having to cut beds.

Stella Glover

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

At their meeting of 1992 January 28 the English Language Sub-Committee were made aware of a proposal by the Provincial Government to have bilingual signs placed in Ontario Hospitals and on Provincial Highways.

The Committee expressed their objection to this proposed expenditure on bilingual signs especially during the present economic climate and made the foregoing recommendation.

cc: T. Tarpos, Chairperson
English Language Sub-Committee

5

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 February 24

REPORT TO: C. Coutts, Acting Secretary
Finance and Administration Committee

FEB 24 1992

FROM: Doug Lobo
Acting Director, Public Works Department

Mr. R. Hammel
Acting City Treasurer

SUBJECT: 5% Park Dedication Fund

RECOMMENDATION:

a) That the $1,047,850.58 available balance of funds previously allocated for the first phase of the Red Hill Creek Recreational Master Plan, Centre CF629054013, be returned to the 5% Park Dedication Fund.

DOUG LOBO
ACTING DIRECTOR OF PUBLIC WORKS

R. HAMMEL
ACTING CITY TREASURER

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

In 1990, $1,157,000.00 was transferred from the 5% Park Dedication fund to the Red Hill Creek Recreational Master Plan project, for it's phase I implementation. Prior to the 1991 Provincial Governments' decision to cancel the funding for the North-South portion of the Red Hill Creek Expressway, a portion of the Master Plan funds totalling $109,150.00 were committed in a contract to provide all design and construction management services for the development of the Albion Falls Recreation Area.

The initial funding for this project was advanced from the 5% Park Dedication fund upon the Council direction that the 5% Fund would be reimbursed through the sale of City lands, required by the Region for the development of the Red Hill Creek Expressway.

Following the decision of the Provincial Government to cancel the funding for the North-South portion of the Expressway, all further work on the Red Hill Creek Recreational Master Plan was suspended, due to the fact that the ultimate source of funding was no longer available.

BACKGROUND:

The first phase of the Red Hill Creek Recreational Master Plan was to be the development of the Albion Falls Recreation Area. Concept and design work was undertaken on this aspect of the project prior to the Provincial Government decision to cancel funding for the north-south portion of the Red Hill Creek Expressway. No construction work was initiated in connection with this project.

Due to the extent of demands upon the available funds within the 5% Park Dedication Fund and the fact that the Red Hill Creek Recreational Master Plan has been postponed, it is recommended that the balance of funds from this project be returned to the 5% Park Dedication Fund.

CFE/pw

c.c. Mr. K. Christenson, Secretary, Parks and Recreation Committee

6a

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mr. J. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. J. J. Schatz,
City Clerk

RE: RESOLUTION FROM THE TOWNSHIP OF COLCHESTER NORTH DATE: 1992 February 26

Attached please find a copy of a resolution from the Township of Colchester North respecting the abandoment of all new social initiative programs, new commissions, new agencies and proposed legislation for the Province of Ontario which City Council at its meeting held 1992 February 25 referred to the Finance and Administration Committee.

att.

Township of Colchester North

ESSEX, ONTARIO N8M
Tel. — (519) 776-6476

NORMA F. MELOCHE, AMCT
CLERK - TREASURER

Fax # 776-717

February 3, 1992

RECEIVED

FEB 21 1992

CITY CLERKS

Clerk
City of Hamilton
71 Main St. W.
Hamilton, Ontario
L8V 2W5

Dear Sir/Madam

Enclosed please find a resolution passed by Council at their regular meeting held on January 27th, 1992 which is self-explanatory.

Also enclosed are copies stating the announcement of new agencies and a copy stating the cost of financing Ontario's deficit.

Council is asking for your support of this resolution by notifying Premier Bob Rae and your local members of Parliament.

Yours truly

Norma Meloche, AMCT
Clerk-Treasurer

encl.

gb

Township of Colchester North
January 27th, 1992

"Moved by Councillor Damm
Seconded by Councillor Martin

WHEREAS residents of Colchester North and residents of the Province of Ontario pay taxes to support programs of the Provincial Government;

AND WHEREAS the cost of financing Ontario's deficit is $13,684,931.50 per day for interest alone;

AND WHEREAS the Province of Ontario continues to introduce new legislation, which is legislating and taxing industry to death or forcing industry to locate out of the province, and the introduction of new programs, new commissions and new agencies cost millions of the taxpayers' dollars to operate;

THEREFORE be it resolved that the Township of Colchester North recommends the abandonment of all new social initiative programs, new commissions, new agencies and proposed legislation until such time as the Province recovers from the present economic situation;

AND FURTHER that the Province make immediate changes to focus tax dollars on initiatives that will help the economic recovery of the Province;

AND FURTHER that this resolution be circulated to the municipalities of Essex County, cities, counties, regions of Ontario, Premier B.Rae, AMO, ROMA, and local members of the Provincial Government. Carried."

Announcement from the Minister Responsible for the Automobile Insurance Review:

"The Ministry of Transportation will develop a new Road Safety Agency which will confront two principal challenges: safer roads, and efficient and convenient service for issuing driver licences and vehicle registrations. The government, the insurance industry and other groups interested in safety will combine forces through the Agency -- with increased resources, incentives and authority -- to give a higher profile to road safety and reduce the cost of motor vehicle accidents."

.....

Notice Windsor Star - January 11th, 1992:

"The Government is working on economic and social initiatives that include:

The Ontario Budget for '92
An Ontario Investment Program
An Industrial Strategy
A New Skills Training System
Fair Taxes
Agricultural Land Use Review
Managing Ontario's Forests
Long Term Care for Seniors and Adults with Physical Disabilities
Labour Relations Reform
Child Care Reform
Waste Reduction Initiatives
Employment Equity
A Social Charter for Canada

.....

M.P. Mike Harris - Fall 1991 Issue Facts on: Ontario's Current Economic Situations:

"The cost of financing Ontario's deficit is $13,684,931.50 a day for interest payments - that's $570,205.00 and hour."

.....

Consultation Paper - October, 1991 from the Ministry of Community & Social Services, Ministry of Health, Ministry of Citizenship:

"This document is the result of an intense review in the past year. The government's redirection of long-term care includes:

- a large expansion in funding for community support services;
- better coordination of services;
- assurance of greater community participation;
- re-alignment of funding policies to reduce regional disparities;
- increased funding for supportive housing; and
- an integrated approach to provincial management of all long term care health and social services."

6b

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mr. J. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. J. J. Schatz,
City Clerk

RE: RESOLUTION FROM CITY OF CORNWALL
RESPECTING PAY EQUITY PROGRAM
AND ARBITRATION AWARDS DATE: 1992 February 26

Attached please find a copy of a resolution from the City of Cornwall respecting Pay Equity Program and Arbitration Awards which City Council at its meeting held 1992 February 25 referred to the Finance and Administration Committee.

att.

FEB 12 1992

CORNWALL

OFFICE OF THE CITY CLERK
BUREAU DU GREFFIER

P.O. Box / C.P. 877
360, rue Pitt Street
Cornwall, Ontario K6H 5T9
(613) 932-6252
FAX: (613) 932-8145

February 5, 1992

To: **All Municipalities of Ontario**
Population of 45,000 or more.

Re: **1. Pay Equity Program**
2. Arbitration Awards

The Council of the Corporation of the City of Cornwall is very concerned with the economic hardship that has prevailed in Ontario. In particular, the recent announcement by Premier Bob Rae of transfer payment increases of 1% in 1992 and 2% in both 1993 and 1994 will cause severe financial restraints on Ontario Municipalities.

As a result at the regular meeting of January 27, 1992 the Council of the Corporation of the City of Cornwall passed the attached two resolutions.

It would be appreciated if you would place these resolutions before your Council for its endorsement and forward it to the Premier and your local M.P.P.

Yours truly,

R. Allaire

R.Allaire, CMC,
City Clerk

/dm

Corporation of The City of Cornwall

Resolution No. _____

Proposed by Alderman Dick Aubry

Seconded by Alderman Dean Hollingsworth

WHEREAS the Province of Ontario is experiencing a severe decline in its revenues;

AND WHEREAS the Premier of Ontario, Bob Rae, has advised municipalities, universities, school boards, and hospitals (M.U.S.H.) that provincial allocations will be held at 1%, 2%, 2% increases respectively over the next three years;

AND WHEREAS Provincial programs such as Pay Equity are impacting overwhelmingly on the budgets of M.U.S.H.

THEREFORE be it resolved that the City of Cornwall petition the Province to freeze implementation of this program to allow M.U.S.H. to cope with reduced revenues and increasing costs;

AND FURTHER be it resolved that this resolution be forwarded to other Ontario Municipalities of 45,000 population or more for their endorsement including AMO and Mr. John Cleary, M.P.P.

Certified to be a true copy of a resolution passed by City Council at a meeting held Monday January 27, 1992

February 3rd 19 92

R. Allaire, City Clerk

Corporation of The City of Cornwall

Resolution No. _____

Proposed by Alderman Tom Green

Seconded by Alderman Dean Hollingsworth

WHEREAS the Premier of Ontario announced measures to help the Province of Ontario to hold down its deficit;

AND WHEREAS one of the measures announced is a transfer payment increase of 1% in 1992 and 2% in 1993 and 1994 for municipalities, universities, hospitals and school boards;

NOW THEREFORE be it resolved that the Council of the Corporation of the City of Cornwall urge the Provincial Government to impress upon all its agencies the financial restraints being imposed and, in particular, that provincial arbitrators become more conscious of the local government's increasing inability to support arbitration awards that will exceed provincial transfer payment percentages.

AND that this resolution be circulated to all municipalities in Ontario having a population of 45,000 or more for their support and that this resolution be also sent to the Association of Municipalities of Ontario and Mr. John Cleary, M.P.P.

Certified to be a true copy of a resolution passed by City Council at a meeting held January 27, 1992

January 31 19 92

R. Allaire, City Clerk

6c

CORPORATION OF THE CITY OF HAMILTO

MEMORANDUM

****

TO: Mr. J. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. J. J. Schatz,
City Clerk

RE: RESOLUTION FROM THE CORPORTION
OF THE CITY OF OSHAWA
RESPECTING GENERAL MOTORS DATE: 1992 February 26

Attached please find a copy of a resolution from the Corporation of the City of Oshawa respecting General Motors which City Council at its meeting held 1992 February 25 referred to the Finance and Administration Committee.

att.

OFFICE OF THE CITY CLERK
THE CORPORATION OF THE CITY OF OSHAWA

RECEIVED
FEB 14 1992
CITY CLERKS

R. A. HENDERSON, A.M.C.T., C.M.C.
City Clerk

BRIAN SUTER, C.M.O., C.M.C., C.M.M.
Deputy City Clerk

TEL. (416) 725-7351
FAX (416) 436-5697

50 CENTRE STREET SOUTH
OSHAWA, ONTARIO
L1H 3Z7

File A-2511

February 10, 1992

J. Schatz, City Clerk
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8V 2W5

Re: General Motors of Canada

City Council considered the above matter at a meeting held February 3, 1992, and adopted the following resolution:

> "WHEREAS on December 18, 1991, General Motors Corporation announced that a major restructuring of the Corporation is underway,
>
> AND WHEREAS General Motors Corporation in Oshawa employs approximately 19,000 area residents directly in their operations,
>
> AND WHEREAS the automobile manufacturing and related industries employ approximately 150,000 people across Canada accounting for approximately one-half of Canada's manufacturing Gross Domestic Product and 6 to 8 percent of Canada's total economic output,
>
> AND WHEREAS the restructuring of any General Motors' facilities in Oshawa would have profound economic consequences across the country,
>
> BE IT RESOLVED that City Council request that the area Members of Parliament and members of Provincial Parliament initiate quick and decisive actions within their areas of jurisdiction in order to improve the business environment so as to ensure the continued viability of General Motors Corporation in Oshawa specifically and in Canada generally,
>
> AND FURTHER that a copy of this resolution be forwarded to the area Members of Parliament and Members of Provincial Parliament,
>
> AND FURTHER that a copy of this resolution be forwarded to selected municipalities across Ontario requesting them to pursue their local Members of Parliament and Members of Provincial Parliament to initiate actions by the provincial and Federal Governments to ensure the continued viability of General Motors in Oshawa, specifically and in Canada, generally."

Your consideration of this important issue is appreciated.

Brian Suter
Deputy City Clerk

BCS/cfk

6d

CORPORATION OF THE CITY OF HAMILTOI

MEMORANDUM

****

TO: Mr. J. Thompson, Secretary,
Finance and Administration Committee

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: RESOLUTION FROM THE REGIONAL MUNICIPALITY OF NIAGARA RESPECTING PROPOSED REFORM OF THE ONTARIO LABOUR RELATIONS ACT.

DATE: 1992 February 26

Attached please find a copy of a resolution from the Regional Municipality of Niagara respecting Proposed Reform of The Ontario Labour Relations Act which City Council at its meeting held 1992 February 25 referred to the Finance and Administration Committee.

att.

Regional NIAGARA

OFFICE OF THE CLERK
The Regional Municipality of Niagara
2201 St. David's Road, P.O. Box 1042
Thorold, Ontario L2V 4T7
Telephone: (416) 685-1571

RECEIVED
FEB 18 1992
CITY CLERKS

February 10, 1992

To: Local Area Municipalities

Municipalities in Ontario with
Population in excess of 100,000

Re: **Discussion Paper - Proposed Reform of The Ontario Labour Relations Act**

The Council of the Regional Municipality of Niagara, at its meeting of February 6, 1992, on the recommendation of its Human Resources Committee, endorsed the enclosed Brief entitled "The Regional Municipality of Niagara's Response to the Minister of Labour on 'Proposed Reform of the Ontario Labour Relations Act'".

The following resolution was also approved and adopted:

"That the Minister of Labour be advised that the proposed reform of the Ontario Labour Relations Act does not address nor reflect the labour relations environment of local government in Ontario, and if adopted, could have detrimental effects on labour relations in local government; and

That a Task Force be immediately established to address difficulties that municipalities have with outdated arbitration laws under the Fire, Police and Hospital Labour Acts; and

That this resolution and Brief by the Regional Municipality of Niagara be circulated to the local members of Provincial Parliament, local area municipalities, and municipalities in Ontario with a population in excess of 100,000 for support."

We hereby request your support of this resolution and Brief, and urge you to advise the Minister of Labour of your support in this matter.

Yours truly,

Carla Cavasin

Carla Cavasin, MPA
CMO, AMCT, CMMIII
Regional Clerk

/gr
cc: M. H. Boggs
J. Nicol

Regional NIAGARA

DHR-4-92
January 28, 1992

Report to: Chairperson and Members
Human Resources Committee

Subject: **Discussion Paper - Proposed Reform of The Ontario Labour Relations Act**

RECOMMENDATIONS:

1. "That Regional Council endorse and submit to the Minister of Labour, the enclosed Brief entitled "The Regional Municipality of Niagara's Response to the Minister of Labour on 'Proposed Reform of the Ontario Labour Relations Act';

2. That the following resolutions be approved and adopted by Regional Council:

   That the Minister of Labour be advised that the proposed reform of the Ontario Labour Relations Act does not address nor reflect the labour relations environment of local government in Ontario, and if adopted, could have detrimental effects on labour relations in local government; and

   That a Task Force be immediately established to address difficulties that municipalities have with outdated arbitration laws and authority under the Fire, Police and Hospital Labour Disputes Arbitration Acts; and

   That this resolution and Brief by the Regional Municipality of Niagara be circulated to local members of Provincial Parliament, local area municipalities, and municipalities in Ontario with a population in excess of 100,000 for support."

REPORT:

The Provincial Government has released a Discussion Paper "to elicit a wide range of opinion and input from employers, trade unions, employees and community groups on the shape and impact of proposed and possible reforms to the Labour Relations Act." The fifty-eight-page Discussion Paper offers amendments to an Act that has not had "substantial review" for more than fifteen years. Consequently, the government believes it is now appropriate that the Act be modernized and revitalized to respond to the changing needs of Ontario's workforce and economy."

...2/

The Government will be conducting consultations on its proposed reforms and will receive submissions until February 14, 1992.

BACKGROUND:

Prior to releasing the cabinet-approved report in November 1991, the Government appointed an external committee of experts in labour law to identify reform options. The labour and business committee representatives could not agree on one report and as such, filed separate reports in April 1991. The 95-page submission from Labour has received wide-spread attention and was reported to Council under date of July 23, 1991 (DP-273). Council subsequently resolved:

> "That the Director of Human Resources be requested to complete a further report on the yet to be released Discussion Paper on Labour Law Reform in Ontario once released by the Minister of Labour for purposes of amending the Ontario Labour Relations Act."

Neither the aforementioned labour committee brief or 40-page business/management brief was endorsed by the Ministry of Labour or the Government, but were deemed "successful in identifying a broad range of reform options".

In addition to the aforesaid documents, the Discussion Paper considered submissions from employer and employer associations, trade unions, employees and other organizations.

COMMENTS

A number of preferred options for reform can be summarized under the following main subjects:

- To more explicitly state the objectives of the Act;
- To facilitate the process for the certification of trade unions;
- To correct certain problems perceived by the government with respect to collective bargaining;
- To increase protection for bargaining rights while a collective agreement is in force;
- To ensure the effective administration of collective agreements;
- To encourage cooperation and partnership between labour and management.

A summary of the Discussion Paper under the aforesaid subject headings was prepared by Labour Canada, Ministry of Supply and Services, 1991, and is attached hereto as Schedule "A". The undersigned has also enclosed as Schedule "B", a 6-page "Summary" of the Discussion Paper as authored by the Ministry of Labour.

As a number of private-sector companies as well as economic development commissions (including the NRDC) and Trade Unions have or will be making submissions on ramifications of the Discussion Paper on the private sector, the enclosed brief has been prepared for submission by Regional Council as to the effect of the proposed legislation on municipal government.

RESPECTFULLY SUBMITTED,

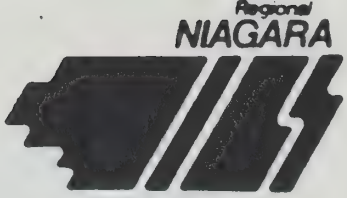
John S. Nicol, M.A., M.P.A.
Director of Human Resources

REVIEWED AND APPROVED,

M. H. Boggs
Chief Administrative Officer

January 23, 1992

(#DHR4-92)



THE REGIONAL MUNICIPALITY OF NIAGARA

RESPONSE TO THE MINISTER OF LABOUR

ON

PROPOSED REFORM OF

THE ONTARIO LABOUR RELATIONS ACT

January 28, 1992

8 0027

Regional NIAGARA

PROPOSED REFORM OF

THE ONTARIO LABOUR RELATIONS ACT

We appreciate the opportunity to advise the Minister of Labour and Provincial Government on concerns the Regional Municipality of Niagara has with the Discussion Paper entitled "Proposed Reform of the Ontario Labour Relations Act".

The following brief, as endorsed by Regional Council, has been prepared to address the discussion paper as it solely pertains to municipal government.

Proposed changes to the Labour Relations Act would result in substantive changes to existing Ontario labour relations. In particular, the proposed amendments would facilitate union organizing and extend the range of those entitled to collective bargaining. While such proposals may address the government's perceived need to increase an organized workforce in such areas as retail trade, it certainly is not necessary nor reflective of the municipal public sector workforce.

According to Labour Canada, union membership in Canada had increased 101 per cent in 1991 from a year earlier. The largest union in the country continues to be the Canadian Union of Public Employees (397,700 members) followed by the National Union of Provincial Government employees (302,400 members). Based on the size of the organized labour force in the public sector in general and municipal government field in particular, one must question the need to enact amendments to the Labour Relations Act that would further increase the already union-dominated workforce in local government.

One of the preferred options for reform in the report is as follows:

> "While employers would be able to use managerial and supervisory employees working out of the struck location, they would be prevented from using outside employees at the struck workplace (employees from other non-striking locations and supervisory and managerial personnel from those locations.)"

Moreover, it is the preferred option of the government to no longer permit employers "to hire or utilize the service of newly hired workers for the purpose of performing the work of employees on strike or locked out." It is also the preferred option of the government to allow first line supervisors to organize which will restrict the ability of the public sector employer to meet its responsibilities to the local Community.

...2/

All of the above options would appear to have been proposed due to perceived difficulties in the private as opposed to public sector. The aforementioned "preferred options" for reform would restrict the ability of the municipal government to meet its responsibilities to the local community. In particular, these preferred options would appear to disregard the resultant danger to public health and safety if applied to a municipal workforce.

We respectfully suggest that the labour relations environment in the private sector is very different than the public sector and as such, the proposed reforms could have detrimental effects on the existing labour relations environment of municipal government in Ontario.

The Report does acknowledge that "there is likely a specific need for exceptions in the public and quasi-public sectors covered by the Act, particularly in regard to the provision of some health and social services where public safety or health is put at risk". Unfortunately, the paper does nothing more than acknowledge this fact and does not elaborate on potential exceptions. It would be irresponsible for the government to pass legislation that would allow front line supervisors to organize and enact legislation which hinders the employer's ability to use outside employees at struck sites without specifically addressing the question of exceptions. For example, struck sites such as pollution control plants and arterial road services could jeopardize the health, safety and emergency response time of municipal services to an entire region. The Discussion Paper simply does not address changes that have taken place in the municipal public sector where, due to modernized and sophisticated pollution control plants, the previous right to organize plant operators and technicians should be rescinded given the danger that a work stoppage could have to public health and safety.

The Discussion Paper also states that it is the government's proposal to require the employer to continue benefit coverage where the trade union pays the employer an employee's share of premiums during the work stoppage. Unfortunately, the report does not address the increased costs that the employer will incur in future years due to claims that are submitted for non-related work accidents, illnesses and disabilities that occur during the work stoppage. The government's proposal is yet another measure that would encourage as opposed to discourage the use of a work stoppage to achieve economic gain at the bargaining table.

The government should review the actual number of work stoppages in the municipal public sector and the number of contract settlements that have been achieved without a work stoppage before changing the existing legislation. One could argue that the proposed changes to the Act will deter as oppose to assist labour relations in the municipal government sector. The labour relations environment and number of organized workers in the municipal public sector is very different than the private sector and legislation proposed to address the latter could have detrimental ramifications on the municipal sector.

Finally and most importantly, comprehensive changes to the Act in general and arbitration powers in particular should not be made in a vacuum from changes to the powers of an Arbitration Board or single arbitrator under the Hospital Labour Disputes Arbitration Act, Police Act, and Fire Departments Act. In particular, there must be restrictions on the right of arbitrators to declare awards that result in wage improvements well beyond the CPI of a local municipality. As noted by the Premier during his January 21, 1992 address to the Province, "wage increases, at every level, must be moderated to protect jobs", and as such, the right for arbitrators to grant exorbitant wage improvements must end. A good example is the 9.8 per cent salary increase and 1.2 per cent additional fringe benefit increase awarded to St. Catharines firefighters in December 1991, notwithstanding a December 1991 consumer price index change of only 3.2 per cent over that of December 1990 and a provincial CPI annual increase of 4.6 per cent. A number of arbitration awards have stated that the ability of an individual community to pay is irrelevant in municipal interests arbitration awards governing Homes for the Aged, hospitals, police and fire departments. The provincial government is most irresponsible in addressing the power of arbitrators under the Labour Relations Act and not the power of arbitrators under the above-noted Acts. Moreover, the latter are much more outdated than the Labour Relations Act.

In conclusion, it is very apparent that the proposed reforms are most inappropriate for municipal government and the services it provides its local communities. There already is a proliferation of organized labour in the municipal public sector. The Paper completely ignores the ramifications of the proposed changes on the ability a municipal government to provide essential services to the public and not be held "hostage" at the threat of a strike by the union. Municipalities should not be governed by any of the proposed reforms outlined in the November 1991 Ontario Labour Relations Act Discussion Paper. It is recommended that a separate report or discussion paper be published on concerns that local government encounters under the current Labour Relations Act and arbitration powers under more outdated related Acts such as the Hospital Labour Disputes Arbitration Act, Police Act and Fire Departments Act.

RESPECTFULLY SUBMITTED,

Brian E. Merrett
Regional Chair

JSN/jc
(#DHR4-92)

In order to state explicitly the objectives of the Act, it is proposed:

- to replace the preamble of the Labour Relations Act with a purpose clause that would reflect more explicitly the underlying objectives of the Act, and provide greater guidance to the Ontario Labour Relations Board (OLRB) in exercising its powers under the Act.

In order to facilitate the process for the certification of trade unions, it is proposed:

- to provide for faster Board processes to deal with complaints arising from discipline or discharge during organizing campaigns;
- to consider evidence of membership in a trade union only as of the date of application for certification;
- to modify the existing OLRB power to certify a trade union in order to remedy an unfair labour practice of the employer by removing the "adequate membership support" requirement (before granting certification the OLRB would have to be satisfied that it is unlikely the true wishes of the employees can be determined);
- to provide that the level of support required for certification based on membership cards be an absolute majority of employees in the bargaining unit, and that the level of support required to make a vote mandatory be 40%;
- to require the OLRB to include part-time and full-time employees in a single bargaining unit where a trade union seeks certification of both groups of employees and has overall majority support; if the trade union has majority support for only one group of employees, the OLRB would be required to certify a separate unit of full-time or part-time employees;
- on application by either the employer or trade union, to provide for the settlement of a first collective agreement by arbitration where the parties have been in a legal strike/lockout position for more than 30 days, and have been unable to reach an agreement;
- to provide employees with just cause protection in cases of disciplinary action or dismissal following certification, and under first and subsequent collective agreements (subject to the right of the parties to agree to limit the application of this protection to probationary employees for up to 90 calendar days).

In order to correct certain problems perceived by the government with respect to collective bargaining, it is proposed:

- to prohibit the employer from using replacement workers (except managerial and supervisory personnel at the establishment) to perform the work of striking or locked-out employees at the establishment affected by a labour dispute (employers would continue to have the right to shift work to another location);
- to require employers to continue employee benefit coverage during a strike or lockout where the trade union makes a request to that effect and pays the employees' and employer's share of the relevant premiums;
- to provide employees with just cause protection in cases of disciplinary action or dismissal during a labour dispute;
- to repeal the existing limitations on the right to return to work during a strike, and provide for reinstatement provisions;
- to permit employees to picket on third-party property to which the public ordinarily or customarily has access;
- to provide the OLRB with the authority to settle or determine one or more of the terms of a collective agreement where the existing duty to bargain in good faith has been violated, to the extent required to remedy the violation.

In order to increase protection for bargaining rights while a collective agreement is in force, it is proposed:

- to extend the successor rights protection of bargaining rights and collective agreements to situations in which the sale or transfer of a business is from the federal to provincial jurisdiction;
- to protect bargaining rights and collective agreements for cleaners, food and other service workers employed by a building owner or contractor when their work is transferred from one employer to another, but continues to be done at the same premises.

In order to ensure the effective administration of collective agreements, it is proposed:

- to make the grievance arbitration process more effective and expeditious, notably by giving arbitrators additional procedural powers and ensuring that they can decide all issues before them.

In order to encourage cooperation and partnership between labour and management, it is proposed:

- to provide a new Work Organization and Adjustment Service which would assist employers and unions in responding to changes in the workforce, technology and the economy and would provide expert advice, mediation service, brokerage and information;
- to require that more information be provided to the Ministry of Labour and workers regarding adjustment measures; to create a statutory duty to bargain in good faith towards a labour adjustment plan whenever an employer is planning a closure or mass layoffs, with remedies focusing on ensuring that real discussion takes place at the appropriate time rather than on imposing an adjustment plan; and to develop a non-mandatory Code of Best Adjustment Practice (this provision would neither affect the employer's prerogative to close or carry out layoffs nor create a right to strike or lock out over the plan).

Source - Discussion Paper made public by the Ontario Minister of Labour on November 7, 1991

SUMMARY

THE REGIONAL MUNICIPALITY OF NIAGARA
NOV 2 0 1991
CLERK

Ministry of Labour Ontario

of the Discussion Paper on Proposed Reform to the Ontario Labour Relations Act November, 1991

This is a summary of a discussion paper from the Ministry of Labour on Proposed Reform of the Labour Relations Act. The full discussion paper details a number of preferred options for reform of the Act. In some other areas, where the government has not decided whether reform is appropriate, the paper discusses problems without making specific proposals.

This summary provides only an overview of the government's proposals. Those who wish more detailed information about the proposals or the government's consultation process should obtain a copy of the full discussion paper from the address at the end of this document.

Introduction

Collective bargaining, the centrepiece of the Labour Relations Act, provides the most effective way of promoting employee participation in the workplace - a crucial ingredient in adapting to fundamental economic change. The Act has failed, however, to keep pace with change and is no longer responsive to the needs of many employees. The government is committed to reform of the Act because fairness in the workplace and economic renewal go hand-in-hand.

The Ontario Labour Relations Act

The Act governs labour relations in most of the private sector and parts of the public sector. It sets the rules for employees who wish to organize into unions, prohibits unfair labour practices by employers and unions, establishes compulsory arbitration of disagreements arising during the life of the contract, and sets up the Ontario Labour Relations Board (the "Board").

More than 15 years have passed since the Act was reviewed in any comprehensive way.

Today's Workforce

The Act as it now stands is geared to the needs of a primarily male workforce employed in large workplaces -- typically in the manufacturing and resource sectors. This does not reflect the reality of today's workplace and workforce.

Women now make up almost half the workforce. The ethnic and cultural mix at work is far more diverse. Recent years have seen a rapid expansion of employment in the service and retail sectors, with workplaces that typically contain small numbers of workers, many of them part-timers, often women and members of minority groups.

The Government believes the Act must be modernized to reflect the new workplace reality. Collective bargaining should be more accessible when a majority of employees in workplaces in these sectors wish to be represented by a trade union.

Co-operation in the Workplace

Ontario's future economic success depends on our ability to maintain a highly skilled, educated and motivated workforce. Critical to this is the development of more co-operation between employers, trade unions and the employees they represent. The Act should encourage employees and employers to work together on mutual challenges instead of fostering a climate of antagonism and confrontation.

THE GOVERNMENT'S PROPOSALS

An overview of the government's proposals is provided below. Many of the approaches described are already in place in other provinces or under federal labour law; others involve new approaches to change in the workplace.

1. Purpose Clause

The Government is proposing a purpose clause which would include the following objectives: ensuring that workers can freely organize; improving terms and conditions of employment and employee participation in the workplace through collective bargaining; enhancing the ability of employers and trade unions to adapt to change; promoting harmonious labour relations; and providing effective ways of settling disagreements.

2. The Right to Organize

Ontario's Labour Relations Act is one of the most restrictive in Canada in terms of providing the right to organize. The government's proposals would extend the right to organize to domestics, professionals, front-line supervisors, and agricultural employees who work in factory-style settings and in landscape gardening. The proposals would also allow security guards to join the union of their choice.

3. Organizing Activity and the Certification Process

In order to remove unnecessary obstacles to employees who are seeking access to collective bargaining the government proposes to provide for faster Board processes to deal with complaints during organizing, allow organizing activity in public places and make more information available during organizing campaigns. The government is also interested in hearing views on the question of access to employee information but has no proposed reforms in this area.

The present certification process often involves excessive delay and complexity. The government's proposals include limiting the use of anti-union petitions filed after a certification application has been filed, removing the one dollar payment now required as proof of support for a union, and providing that a union can be certified where it has the support of an absolute majority of employees.

4. Structure and Configuration of Bargaining Units

Proposals in this area include ensuring that the Board considers the importance of facilitating access to collective bargaining when it determines the bargaining unit, and requiring the Board to include part-time and full-time employees in the same unit where an overall majority of employees support the union. The government is also seeking views on whether and in what circumstances the Board should have the power to consolidate two or more bargaining units, but has no proposal for reform in this area.

5. Negotiating the First Collective Agreement

Proposals in this area would increase protection for employees who are negotiating their first contract and include improved access to first contract arbitration, and protection for employees against unjust dismissal and discipline following certification.

6. Improving Collective Bargaining and Reducing Industrial Conflict

These proposals are designed to discourage lengthy and confrontational labour disputes. Proposals include a limitation on the use of replacement workers during strikes and lockouts. Employers could continue to use managers and supervisors from the struck location and to shift work to another location. The government's proposal recognizes the need for possible exceptions in the delivery of some important services.

Other proposals in this area include protection against unjust dismissal and discipline during a labour dispute, rules governing return to work following disputes, and the extension of employee benefit coverage during a strike (when the union pays the full cost of coverage). The proposals would also allow peaceful picketing in public places and allow employees to honour lawful picket lines when specifically agreed to by both parties in the collective agreement.

7. Preservation of Bargaining Rights

The most important proposal in this area would protect bargaining rights and collective agreements for cleaners, food and other service workers employed by a building owner or contractor when their work is transferred from one employer to another, but continues to be done at the same premises. Other proposals address some technical problems in the current sections of the Act which arise when a business is sold.

8. The Grievance Arbitration Process

These proposals are intended to make the resolution of disputes under a collective agreement quicker and more effective. They include giving arbitrators additional procedural powers and ensuring that arbitrators can decide all issues before them, including the application of other legislation where it is relevant to resolving a dispute.

9. Adjudication by the Ontario Labour Relations Board

These proposals would give the Board additional procedural powers and greater flexibility to determine remedies when the Act is breached. This would include the discretion to grant orders on an interim basis.

Adjustment and Change in the Workplace

The government's proposals in this area focus on encouraging cooperation and partnership between labour and management in responding to pressures associated with new work organization, technological change and changing skill requirements. They include:

- **A Work Organization and Adjustment Service.** Our current industrial relations system contains no mechanism for constructive dialogue during the term of a collective agreement. The government is proposing a new service which would assist employers and unions in responding to changes in the workforce, technology and the economy and would provide expert advice, mediation service, brokerage and information.

- **A Forum for examining workplace flexibility, productivity and adjustment.** This would bring labour and management together with government at the provincial level to develop broad strategies for responding to restructuring and adjustment issues. Two approaches suggested are a special task force of the Premier's Council and a special commission which would report to the Legislature.

- **Regulating the adjustment process in mass layoffs.** These proposals follow Ministry of Labour consultations on this issue early in 1991, and include: requiring that more information be provided to the Ministry of Labour and workers regarding adjustment measures; creating a statutory duty to bargain in good faith towards a labour adjustment plan whenever an employer is planning a closure or mass layoff; and the development by the government of a non-mandatory Code of Best Adjustment Practice.

  The government will <u>not</u> deal at this time with reforms of statutory notice and severance pay requirements in mass layoffs, establishing new requirements for notice of, and bargaining over, technological change; or mechanisms for reviewing alternatives to plant closures and other mass layoffs.

CONSULTATIONS

The government will be conducting a province-wide consultation process on Labour Relations Act reform starting in November, 1991. All members of the public, and organized groups and associations, are invited to let the government know their views. Those who wish may also submit a written response, which should be received by the Ministry of Labour no later than Friday, February 14, 1992.

Written submissions should be sent to :

Bob Mackenzie M.P.P.
Minister of Labour
Labour Relations Act Reform
400 University Avenue
14th Floor
Toronto, Ontario
M7A 1T7

For a complete copy of the Discussion Paper on Proposed Reform of the Ontario Labour Relations Act, additional copies of this summary, or inquiries about the consultation process, please call the Ministry of Labour Communications Branch at (416) 326-7400.

7

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 2

REPORT TO: Mr. J.D. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **REPLACEMENT OF MOBILE EQUIPMENT IN 1992**

RECOMMENDATION:

That funds be allocated from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101, for the replacement of vehicles as summarized below:

Section		No. of Vehicles	Estimated Amount
City Garage Pool		16	$ 282,000
Fire		5	1,483,000
Parking Authority		1	19,000
Public Works	- Vehicles	43	2,155,050
	- Miscellaneous Equipment	18	
TOTAL		83	$3,939,050

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

- the Reserve for Replacement of Mobile Equipment is designated for this type of expenditure and has adequate funds for these replacements;

- Savings in repairs and maintenance will be achieved as a result of upgrading the fleet.

BACKGROUND:

Enclosed is Schedule "A", a status report of the "Reserve for Replacement of Mobile Equipment" as at December 31, 1991.

As you are aware, the City's Fleets are aging and require replacement of the majority of vehicles which have been fully depreciated (approximately 69%), but the funding problem of this reserve restricted us from replacing the aging vehicles to full capacity. For example, Public Works request for funding was curtailed in the previous years, as follows:

Year	Amount Requested	Amount Funded
1984	$1,746,287	$ 823,755
1985	2,568,070	899,833
1986	3,395,526	1,190,000
1987	4,482,095	1,300,000
1988	3,477,600	2,789,800
1989	3,406,287	3,406,287
1990	3,582,550	3,015,500
1991	2,634,950	2,155,050

You may also note in Schedule "A", Column 11, that the overall reserve is only at 31% level of the original cost. This is due to replacement cost in many cases, several times higher than the original cost.

Also attached are the details of equipment replacement for each department, as Schedule "B", 6 pages. Several additional items of equipment for Public Works have been included in this replacement list; these are shown as the last two items on this schedule on page 6 and were originally included as a capital project, however, the Treasurer agreed to delete them from the Capital Budget and include them in the Replacement items and finance them from the Reserve.

Under the present circumstances, however, I am recommending 83 vehicles and other pieces of equipment be replaced at an estimated cost of $3,939,050.

It should be noted that the vehicles are now being replaced with current models which in turn reduce the operating costs and down time.

Attachments

c.c. Mr. J. Pavelka, P.Eng., Acting Chief Administrative Officer
Mr. D. Lobo, Acting Director of Public Works
Chief G. Baker, Fire Chief
Mr. P. G. Baker, General Manager
Hamilton Parking Authority

TREASURY
RESERVE FOR REPLACEMENT OF MOBILE EQUIPMENT
CH 00110
ACTUAL TO DECEMBER 31, 1991

DEPARTMENT (1)	BALANCE JAN. 1/91 (2)	PROVISION (3)	SALE OF EQUIPMENT (4)	PURCHASES (5)	PURCHASE COMMITMENTS (6)	INTEREST @ 9.28 (7)	RESERVE FOR DEPRECIATION BALANCE (2+3+4-5-6+7) (8)	ACCUMULATED LIFE DEPRECIATION (9)	RESERVE OVER OR (SHORT) ACCUMULATED DEPRECIATION (8-9) (10)	RESERVE AS A % OF ACCUMULATED LIFE DEPRECIATION (8/9) (11)	AMOUNT REQUIRED TO PROVIDE MINIMUM BALANCE BY DEPARTMENT			
											60% (12)	65% (13)	70% (14)	75% (15)
Garage Pool	1,483,802	258,477		179,957		181,422	1,743,744	1,169,256	574,488	149%	0	0	0	0
Fire	2,684,647	347,096	2,649	573,563	9,918	284,607	2,735,518	1,807,171	928,347	151%	0	0	0	0
Parking Authority	63,469	24,228			19,000	7,977	76,674	73,580	3,094	104%	0	0	0	0
Cental Services Garage Pool														
- Fleets	195,482	41,682	1,500	18,509	70,000	17,436	167,591	167,544	47	100%	0	0	0	0
- Recreation	162,525	42,071		43,662		18,688	179,622	176,195	3,427	102%	0	0	0	0
- Sts & Sant	5,247,720	2,190,661	244,805	2,572,348	1,833,346	380,592	3,658,084	9,243,877	(5,585,793)	40%	1,888,242	2,350,436	2,812,630	3,274,823
- Cemetery	374,231	60,771	875			50,615	486,492	247,639	238,853	196%	0	0	0	0
- Traffic	346,146	149,545	1,500	19,970	208,847	31,164	299,538	586,312	(286,774)	51%	52,249	81,564	110,880	140,196
	10,558,022	3,114,531	251,329	3,408,009	2,141,111	972,503	9,347,265	13,471,574	(4,124,309)	69%	1,940,491	2,432,000	2,923,510	3,415,019

TREASURY DEPARTMENT

CITY GARAGE

****

TO: Mr. M. B. Chandrashekar
Supervisor, Accounting
Treasury Department

YOUR FILE:

FROM: Mr. G. Di Bacco
Supervisor-City Garage
Treasury Department

OUR FILE:
PHONE: 546-4662

SUBJECT: Vehicle Replacement for 1992

DATE: 1992 February 24

As we discussed at our meetting on 1992 February 21 I have attached a revised scenario three. You will notice that I will be trading in 22 vehicles but I will be purchasing only 16 new vehicles. This will result in an approx. saving of $72,000.00.

If you have any further questions please call me.

CITY OF HAMILTON

TREASURY DEPARTMENT

CITY GARAGE

SCENARIO THREE
(REVISED)

Vehicle No.	Year	Make & Model	Original Cost	Est Replacement Cost
1395	1988	Lincoln	19,121.00	30,000.00
1305	1987	Ply. Caravell	11,652.32	18,000.00
1306	1987	Ply. Caravell	11,652.32	18,000.00
1347	1987	Ply. Caravell	11,652.32	18,000.00
1367	1987	Ply. Caravell	11,652.32	18,000.00
1388	1987	Ply. Caravell	11,652.32	18,000.00
1343	1987	Olds. Cutlass	14,773.20	20,000.00
1415	1987	Ford Crown Vic.	14,236.00	20,000.00
1359	1987	Ply. Horizon	8,324.17	
1363	1987	Ply. Horizon	8,324.17	
1314	1987	Ply. Horizon	8,324.17	
1390	1987	Ply. Horizon	8,324.17	
1348	1987	Dodge Omni	8,363.30	
1358	1987	Ply. Horizon	8,324.17	
1364	1987	Ply. Horizon	8,324.17	12,000.00
1399	1987	Ply. Horizon	8,324.17	12,000.00
1400	1987	Ply. Horizon	8,324.17	12,000.00
1424	1987	Ply. Horizon	8,324.17	12,000.00
1429	1987	Ply. Horizon	8,324.17	12,000.00
1308	1987	Ford Crown Vic.	14,236.00	20,000.00
1342	1987	Ford Crown Vic.	14,236.00	20,000.00
1344	1987	Ford Crown Vic.	14,236.00	20,000.00
				282,000.00

HAMILTON FIRE DEPARTMENT
1992 VEHICLE REPLACEMENT

Fire Dept. Vehicle	City Vehicle Number	Description	Year of Purchase	Odometer	Estimated Replacement Cost
F.P.B.	1685	Mid–size Car	1987	52,000 km	18,000
Car 2	1683	Full Size Sedan	1987	91,000 km	25,000
Pump 19	1644	Triple–combination Pumper	1977	78,000 Miles	320,000
Pump 18	1645	Triple–combination Pumper	1977	78,000 Miles	320,000
Aerial 112	1648	Aerial Ladder Truck	1977	40,000 Miles	800,000
					1,483,000

SCHEDULE D
Page

CHAIRMAN:
THOMAS D. ADAMSON

MEMBERS:
ALDERMAN VINCE AGRO
ALDERMAN JOHN GALLAGHER

THE PARKING AUTHORITY OF THE CITY OF HAMILTON

PETER G. BAKER
GENERAL MANAGER

TELEPHONE: (416) 523-P
FAX: (416) 523-0

80 MAIN STREET WEST, HAMILTON, ONTARIO L8P 1H6

TO: *Shekar Chandrashekar*
Supervisor of Accounting

DATE: *January 21, 1992*

FROM: *Guy F. Corsini*
Operations Manager

SUBJECT: *Vehicle Replacement*

Shekar,

Will you please make the necessary Accounting changes to have vehicle 1104, a 1980 Ford 1/2 ton pickup, targeted for replacement.

Thank you for your co-operation,

Guy

SCHEDULE D
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24-Feb-92 page 1

(vehdep92)

FLEET SERVICES

REPLACEMENTS REQUESTED FOR 1992

VEH#	YEAR, MAKE, MODEL	LOCATION	REPLACEMENTS REPLACEMENT COST	ACCUMULATIVE TOTAL
9677	1982 FORD DUMP, L8000	DIST # 4	120,000	120,000
9118	1986 IH PACKER, 1954	DIST # 8	100,000	220,000
9120	1986 IH PACKER, SS1954	DIST # 8	100,000	320,000
9121	1986 IH PACKER, SS1954	DIST # 8	100,000	420,000
9122	1986 IH PACKER, SS1954	DIST # 8	100,000	520,000
9208	1980 IH DUMP, 1724 (3T CREWCAB)	DIST # 4	62,000	582,000
9210	1980 IH DUMP, 1724 (3T CREWCAB)	DIST # 3	62,000	644,000
9215	1980 IH DUMP, 1724 (CREWCAB)	DIST # 5	62,000	706,000
9221	1983 GMC STK DUMP, SIERRA 3500 (STEEL DUMP BOX)	DIST # 1	30,000	736,000
9233	1983 GMC STK DUMP, SIERRA 3500 (KEEP FOR ASPHALT CREW?)	DIST # 3	30,000	766,000
9300	1985 CHEV3/4T,CUSTDELUXE20(1/2T P/U	DIST # 1	18,000	784,000
9321	1985 CHEV 3/4T, CUST DELUXE 20	PARKS # 1	20,000	804,000
9326	1985 CHEV 3/4T, CUST DELUXE 20 (NON-PROPANE)	PARKS # 2	20,000	824,000
9329	1985 CHEV 3/4T, CUST DELUXE 20	PARKS FAC	20,000	844,000
9332	1984 GMC, SIERRA 2500 (1/2 TON)	DIST # 4	18,000	862,000
9335	1984 GMC, CREWCAB/DUMP TC30943	PARKS # 1	30,000	892,000
9343	1982 FORD STK DUMP, F350	PARKS # 1	30,000	922,000
9349	1984 DODGE P/U,D250 (1/2 TON)	DIST # 4	18,000	940,000
9359	1984 DODGE P/U, 3/4 TON	CHEDOKE	20,000	960,000
9471	1982 FORD TRACTOR, 1700	PARKS FAC	25,000	985,000
9502	1982 MF TRACTOR, 20C	PARKS # 2	25,000	1,010,000
9505	1983 FORD LDR/TRACTOR, 340A	FORESTRY	25,000	1,035,000
9519	1980 FORD 340 LOADER,(GRASS CUTTING	DIST # 5	25,000	1,060,000
9525	1980 FORD TRACTOR,F340(7FRONT BLADE	DIST # 1	25,000	1,085,000
9526	1980 FORD TRACTOR, F340	PARKS # 1	25,000	1,110,000
9974	1985 RANSOM	PARKS # 1	30,000	1,140,000
9548	1982 FORD TRACTOR, 340A	DIST # 4	25,000	1,165,000
9549	1982 FORD LDR/TRACTOR, 340A	DIST # 3	25,000	1,190,000
9625	1983 EEGER BEEVER CHPR, IG2T3	FORESTRY	28,000	1,218,000
9642	1982 CLARK BOBCAT SKIDLDR,843 (LARGER MODEL)	DIST # 4	60,000	1,278,000
9670	1982 IH DUMP 1954	DIST # 2	100,000	1,378,000
9699	1982 IH TRUCK, C01850 OIL DISTRIB	DIST # 5	180,000	1,558,000
9703	1982 CANAQUA STEAM JENNY, H-3000-G	FORESTRY	3,500	1,561,500
9709	HOT POT (OLD UNIT)	DIST # 3	16,000	1,577,500
9825	COMPACTOR,	DIST # 2	3,000	1,580,500
9835	COMPACTOR,	DIST # 5	3,000	1,583,500
9849	LEAF BLOWER,	KINGS FOREST	5,000	1,588,500
9904	GENERATOR, ELEC (HONDA GENERATOR)	STREETS VR	2,000	1,590,500
9927	1988 GEHRING ROTOVATOR, RM170RM32 (CAN'T GET PARTS)	GAGE PK	3,000	1,593,500
9982	1985 LELY FERT/SPRDR 23202	KINGS FOREST	3,500	1,597,000
9991	CHAINSAWS,	DIST # 1	550	1,597,550
9993	COMPACTOR,	DIST # 1	3,000	1,600,550

SCHEDULE D
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(vehdep92)

FLEET SERVICES

REPLACEMENTS REQUESTED FOR 1992

VEH#	YEAR, MAKE, MODEL	LOCATION	REPLACEMENTS REPLACEMENT COST	REPLACEMENTS ACCUMULATIVE TOTAL
9994	HANDSAW POWER,	DIST # 1	1,000	1,601,550
9997	1986 TARGET CONCRETE SAW	DIST # 2	18,000	1,619,550
9808	1984 INGERSOLL COMPRESSOR	DIST # 1	18,000	1,637,550
9057	1985 CHEV STK DMP	CEMETERIES	30,000	1,667,550
9058	1983 FORD 340 TRACTOR LOADER	CEMETERIES	60,000	1,727,550
9054	1985 TORO MOWER MDL 217	CEMETERIES	15,000	1,742,550
9081	1974 GMC HOIST TRUCK	FORESTRY	85,000	1,827,550
9873	TRAILER	DIST # 2	3,500	1,831,050
9874	TRAILER	DIST # 2	3,500	1,834,550
9884	TRAILER	GAGE PK	3,500	1,838,050
9885	TRAILER	GAGE PK	3,500	1,841,550
9891	TRAILER	PARKS # 1	3,500	1,845,050
9894	TRAILER	PARKS # 2	3,500	1,848,550
9895	TRAILER	PARKS # 2	3,500	1,852,050
9897	TRAILER	PARKS # 1	3,500	1,855,550
9637	1978 SEA TRACTOR, SIDEWALK SNOBLWR (TRACKLESS)	DIST # 2	60,000	1,915,550
9509	1985 MASSEY FERGUSON 5DH LDR.BKHO	DIST # 1	110,000	2,025,550
NEW	1/2 TON PICKUPS (2)	STREETS	37,500	2,063,050
SHOP	EQUIPMENT - RADIAL ARM DRILL PRESS	CENTRAL	92,000	2,155,050
	MANUAL ARBOR PRESS	GARAGE		
	ELECTRONIC ENGINE SCOPE			
	BUTLER TYPE STORAGE BLDG			

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1992 March 23

NOTICE OF MEETING

FINANCE AND ADMINISTRATION COMMITTEE

Thursday, 1992 March 26
9:30 a.m.
Room 233, City Hall

Susan K. Reeder
Secretary

AGENDA

9:30 O'CLOCK A.M.

1. **DELEGATION**

   Provincial Draft Terms and Conditions - Bingo Lotteries.

2. **CONSENT AGENDA**

3. **REFERRALS FROM CITY COUNCIL**

   Correspondence - Five Presidents of the local Unions of the Canadian Union of Public Employees requesting City Council to reconsider their position of 1992 January concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program.

4. **RESOLUTIONS**

(a) City of North York - Termination of the 60% Provincial funding towards the Budget of the Credit Counselling Service in Ontario

(b) City of St. Catharines - Arbitration Award to Fire Fighters.

(c) City of Windsor - Tri-level Cost-sharing Strategy to meet Municipal Infrastructure Needs.

5. **DIRECTOR OF PROPERTY**

(a) Sale of lands acquired through tax arrears - rear lands abutting 72 Albion Falls Boulevard.

(b) Option to Purchase South East Mountain Library Site - 759 Stone Church Road East, Hillcrest Masonic Temple Corporation.

(c) Licence Agreement - City owned lands - north of Grace Avenue and South of Glow Avenue - Bell Canada.

6. **FIRE CHIEF**

Replacement of Mobile Equipment.

7. **FIRE CHIEF AND CITY SOLICITOR**

Installation of Smoke Alarms and Emergency Lighting.

8. **FOOTBALL HALL OF FAME AND MUSEUM MANAGEMENT COMMITTEE**

Press Club Lease: 1991 March 15 - 1997 March 14.

9. **MAYOR MORROW**

Request for a small reception - The Elizabeth Fry Society.

10. **TAXI ADVISORY COMMITTEE**

Membership Appointments.

11. **ALDERMAN T. COOKE**

Request for a reception and participation in various activities - Second Annual Steel City Senior Bowl.

12. **CITY CLERK**

(a) Hess Village Jazz Festival - no objection to the event taking place.

(b) Request to purchase space in a booklet - Hamilton Wentworth Stroke Recovery Association.

(c) Request for an elected representative to serve on the Bay Area Restoration Council.

(d) F.C.M. Conference - 1992 June 5 - 8.

(e) Request for nominations - Executive Committee, Large Urban Section, Association of Municipalities of Ontario.

13. **HAMILTON STATUS OF WOMEN SUB-COMMITTEE**

(a) Action requested - Circulation of inappropriate Memorandum to Regional Staff.

(b) Permission to display poster commemorating Women Killed by Male Violence in Ontario in 1991 and the Victims of the 1989 Montreal Massacre.

14. **ACTING TREASURER**

Deficit Funding - Hamilton Municipal Retirement Fund.

15. **DEVELOPMENT CHARGES ACT - COMPLAINTS**

(a) Presbyterian Residences (Hamilton) Inc. - 10 Rice Avenue, Hamilton.

(b) C.H. Heist Limited - 84 Birmingham Street, Hamilton

(c) D.M. Industries Inc. - 26 Arrowsmith Road, Hamilton.

16. **FRENCH SUB-COMMITTEE**

Municipal Work Experiences Programs for 1992 - Ontario-Quebec Municipal Student Exchange Program.

17. **PRIVATE AND CONFIDENTIAL AGENDA**

18. **OTHER BUSINESS**

19. **ADJOURNMENT**

OUTSTANDING ITEMS

FINANCE & ADMINISTRATION COMMITTEE

1. (a) Policy to exempt Parking Authority from realty and business tax -Budget Meeting 1990 Feb. 23 and Regular Meeting 1990 Mar. 22 (Presently under review by Treasurer)

   (b) Examine feasibility of directing the net revenue from parking fines into the Reserve Account - 1990 March 22 (presently under review by Treasurer).

2. Street Vendors Program - Examine all aspects of the Program and report back to Finance and Administration Committee. Report and recommendations pending from Manager, Licensing Division.

3. Council Agenda Line (1990 Aug. 23) - Report pending from Manager of Property Maintenance and Manager of Purchasing.

4. Steel City Flea Market - Flea Market By-law #87-234-Report pending for Manager of Licensing.

5. Review Civic Awards regulations to include recognition of cultural achievements (1992 January 09). Staff report pending.

6. H.S.P.C.A. to report back on possible amendments to existing legislation to improve power to confiscate vicious animals - 1992 January 23.

7. Windermere Basin 1992 February 06 - Status report pending from City's Appointee to Hamilton Harbour Commissioners.

8. Theatre Terra Nova - Reduction in monthly mortgage payments - Referred back by City Council 1992 February 25.

9. Proposed By-law to Regulate the Sale of Tobacco to Minors - Report Pending from City Clerk - 1992 February 20.

10. Review process for repossessing properties for outstanding taxes - Requested by Alderman Copps in letter dated 1992 February 28 to Acting Treasurer.

11. Caretaking Services at various Recreation Centres - 1992 March 5 - Report referred back to staff for further review.

12. Regulation of Sale of Glue - 1992 March 5 - Report from City Solicitor pending.

13. Up-date on Vehicle Fleet Leasing Proposals - 1992 March 5 - Report from Acting Treasurer pending.

14. Report - Tendering the City's Insurance Portfolio.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 17

MAR 1 0 1992

REPORT TO: Mrs. S. Reeder
Secretary, Finance & Administration Committee

FROM: Mr. J. J. Schatz
City Clerk

SUBJECT: Provincial Draft Terms and Conditions -
Bingo Lotteries

RECOMMENDATION:

That the attached response to the proposed Ministry of Consumer and Commercial Relations's Draft Terms and Conditions on the Management and Conduct of Bingo Lotteries be approved.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Increased Revenue of $115,000.00 based on 1991 gross Bingo Lottery Receipts of $17,653,000.00.
Increased Staff processing of bingo applications based on the Variable Prizeboard Scheme
Increased monitoring of Financial Reports to ensure compliance with Provincial Terms and Conditions. Staffing requirements to be submitted upon implementation of new legislation.

BACKGROUND:

The Entertainment Standards Branch of the Ministry of Consumer and Commercial Relations has sent to all municipalities in Ontario Draft Terms and Conditions covering all types of lottery licensing.

These Draft Terms and Conditions propose new regulations over Raffles, Bazaars, Monte Carlos, Break-Open Tickets, Blackjack Tournaments, as well as Bingo. This report focuses only on bingo lotteries as this was the City's prime concern, when it submitted a response to the Ministry on its Discussion Paper on Charitable Gaming in Ontario in March of 1990. No action has been taken by the Province since the tabling of the 1990 Report. During this

2-year period, however, there has been a moratorium on the opening of new bingo halls throughout Ontario to better control market saturation of the Bingo Industry.

In Hamilton, virtually all of the 150 charitable organizations conduct bingo in five Commercial Bingo Halls. While two of these halls were closed for a short period, stability has returned to the Industry as a whole, despite the more than doubling in the last few years of the number of groups now involved in bingo. The significance of the Hamilton Bingo Industry can be shown by these 1991 statistics: 917,000 players wagered $17,653,000 which resulted in a profit to the charities of $3,678,000.

There are significant changes in the new proposals which will impact on the Bingo Industry. All 150 member charities of the Bingo Sponsors Association have been contacted for input on the proposed Draft.

It is the view of Staff and the Charities that the new Provincial Proposals should be implemented, in particular, the Variable Prizeboard scheme outlined in the definition of "Regular Municipal Bingo Licence" on Page 3 of the Provincial document.

While Staff and the Charities are supporting the report in its entirety, this endorsement is based on the inclusion of the variable prize board concept in the legislation. Please note that concern was expressed in three areas of the report. These cover the prohibition against selling bingo cards "on the floor", providing a mandatory one hour between bingo events and a maximum of three bingo events per day at any one location.

The Ministry has asked for a response by March 31, 1992 prior to their rewriting of the Terms and Conditions applicable to charitable gaming.

CITY OF HAMILTON RESPONSE TO DRAFT TERMS AND CONDITIONS

The proposed Provincial Draft Terms and Conditions are hereby approved in their entirety. Reference, however, has been made to specific terms which are of significant importance or concern to the City of Hamilton.

PART I DEFINITIONS

- The definition of "Regular Municipal Bingo Licence" wherein the total prizes for any one occasion does not exceed $5,500 based on a variable prize board scheme.

PART II GENERAL TERMS AND CONDITIONS FOR LICENCES

- Banking and Financial Requirements wherein it is required to retain records for 4 years and a requirement for a yearly financial statement.

The requirement for submission of a yearly financial statement should allow organizations to file statements following the year end of each organization.

PART III BINGO SCHEDULE B

- Staffing by at least 3 bone fide members of the organization who shall be present continuously on the premises during each bingo occasion, one of whom must be a designated member in charge.

- The position of cashier must be held by a bona fide member of the organization.

- Runners may be utilized by the licensed organization and their activities are limited to verifying winners and awarding prizes. Under no circumstances can bingo cards be sold "on the floor".

We agree in principle with this proposal, however, there is concern that bingo players will have to change their habits with respect to buying additional bingo cards during the playing of the game and in the short term, at least, this could result in a loss of profits to charitable organizations.

- The officers of the licensee shall not designate a person to be in charge of, conduct, or manage any bingo if that person is already designated as being in charge for two other charitable organizations.

- The licensee may, at its option, pay an honorarium to its bona fide members a maximum of $15.00 for each full bingo occasion. The maximum amount the licensee may pay for honorariums at any given bingo occasion shall not exceed $45.00.

Clarification is required as to whether this expense is to be authorized from the proposed 15% Administrative Expense Term.

- A non-bona fide member may be used to call the numbers on a bingo occasion, provided that he/she is licensed as a gaming assistant pursuant to the Gaming Services Act.

- The hall, and not the licensed charity, pay the remuneration to the caller within the limits prescribed in the Gaming Services Act.

MANAGEMENT OF OCCASIONS

- A licensee shall not allow, nor shall allow any other person or organization, to provide any inducement, coupon premium, gift, discount, food or beverage, or other free benefit including a bingo card free of charge to any bingo player.

- **The proposed provisions respecting cancellation of a bingo event are satisfactory.**

- The exact value of the total prize for any game as announced prior to the commencement of the game shall be paid to a winner or winners.

- Where there is more than one winner of a bingo game, the prize shall be divided equally. Minimum set payouts are prohibited.

- **The proposed provision regarding miscalled numbers is satisfactory.**

- **The proposed provision of posted house rules is satisfactory.**

GAMES AND GAME SCHEDULES

Only a game schedule approved by the Licensing Authority shall be used at a bingo occasion.

It should be noted that Licensing Authorities should have the flexibility in approving reasonable requests for revisions of game schedules by charitable organizations (i.e. monthly).

PROFIT AND EXPENSES

- 60% of the gross receipts derived from the bingo lottery event, up to a maximum of $5,500.00, shall be distributed as prizes for the bingo events.

- 23% of the gross receipts derived from each bingo occasion shall be retained by the licensed organization as charitable net profit.

- The amount paid in administrative expenses, exclusive of prize award, shall not exceed 15% of the gross receipts derived therefrom. The cost of the bingo licence fee shall not be included in the 15% administrative expense calculation.

- 2% of the gross receipts derived from the bingo lottery event shall be submitted to the Licensing Authority as payment for the licence fee, within 10 days of the event being held.

- Where $5,500 has been awarded as prizes, and where this amount is less than 60% of the gross receipts derived from the bingo lottery event, the remaining monies, after the licence fee and administrative expenses have been paid shall be retained by the licensed organization as charitable net profit.

- Each item of administrative expenses must be paid separately by cheque. Cash payments for administrative expenses are not allowed.

- Shortages or overage in cash resulting from the operation of the bingo event must be recorded on the financial report.

- Any cash shortage shall be deducted from the net profit of the bingo occasion and the net profit percentage shall be calculated on this amount.

- The licensee shall deposit all monies derived from each bingo occasion into a designated lottery trust account on the next banking day.

- No licensee shall contribute or receive funds from any type of contingency fund etc. whereby a licensee or person will receive compensation or payment for prizes, administrative expenses or profit purposes.

RESPONSE TO DRAFT LOTTERY LICENSING POLICY MANUAL (DATED: 06/02/90)

The following proposed provisions concerning regular bingo events are approved.

One hour between bingo events

- This gives the organization enough time to reconcile all transactions before the next group begins sales, thereby eliminating any overlap or possible mix-up.

It has been the policy in Hamilton to require only 1/2 hour between bingo events. This has proved to be satisfactory and provides sufficient time and control between events. While we recognize that the variable prizeboard concept, along with a prohibition of selling "on the floor", will result in changes in the card buying habits of bingo patrons, bingo organizations rely heavily on the fact that many bingo patrons who have played bingo at an earlier event will remain in the bingo hall for a subsequent bingo event.

Pay as you play is not permitted

- Walk in bingos, where patrons "pay as they play" are subject to enormous paperwork in accounting for bingo cards and cash and since the margin is increased as the number of transactions are increased, this type of bingo is not allowed.

18 Hours between bingo events for a particular organization

- This would be fairest for all organizations as it would likely result in a more even sharing of bingo events and resulting profits.

An organization may conduct bingo from only one location

- An organization may conduct bingo from only one location, which should preferably be in the applicant's home base municipality.

Maximum of three bingo events per day at any one location

- **This would appear to be satisfactory in recognition of the variable prizeboard concept which will see many prizeboards increased to the $5,500.00 limit. Should the bingo market be restricted by this requirement in bingo halls which can support additional events (i.e. breakfast bingo, afternoon bingo, early evening bingo, late evening bingo)?**

Ontario
Ministry of Consumer and Commercial Relations
Ministère de la Consommation et du Commerce
Entertainment Standards
Direction des normes relatives aux divertissements publics
10 Wellesley St. E.
Toronto, Ontario
M7A 2H8
10, rue Wellesley est
Toronto (Ontario)
M7A 2H8
[redacted]
Telephone: (416) 326-8700
Fax: (416) 326-8711

February 3, 1992

MEMORANDUM TO: Municipal Clerk/Treasurers and Lottery Licensing Officers

FROM: Jean Major
Manager - Gaming Services
Entertainment Standards Branch

RE: Draft Terms and Conditions

In an effort to bring consistency to the terms and conditions for all types of lotteries conducted by charitable and religious organizations the Entertainment Standards Branch has undertaken to rewrite the terms and conditions applicable to charitable gaming events. This initiative is also intended to address problems which have arisen due to the rapid growth in charitable gaming events during the last decade.

Attached is a draft copy of the proposed terms and conditions which are being circulated for your review and consultation. The format has been changed to one booklet which encompasses all gaming events licensed by both our offices. It should be noted that the terms and conditions encompass both the proposed Gaming Services Legislation as well as the proposal to introduce a variable prize board scheme for bingos.

Please review the attached document and submit your comments and suggestions by March 31, 1992 to: Jasmina Milanovich, Policy and Procedures Officer, Entertainment Standards Branch, 10 Wellesley Street East, 5th Floor, Toronto, Ontario, M7A 2H8

As well, licensing quotas are inherent in all current terms and conditions. For example an organization may conduct only 26 bingo events in a 6 month period. The Ministry is considering removing these quotas and providing municipalities with a means to impose their own restrictions where they find it necessary or desirable. We would like your comments on the issue of quotas and whether their removal would be viable for the gaming market in Ontario.

All responses and suggestions will be considered for incorporation into the final document. Please bear in mind that this package reflects our intent only and that the final version will be substantially shorter and written in plain language.

Pour obtenir ce document en français, veuillez composer le (416) 326 - 8700.

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PART I
DEFINITIONS

For the purpose of these Terms and Conditions, and unless the context otherwise indicates:

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ADMINISTRATIVE EXPENSES means the total of all costs incurred, (exclusive of prizes awarded and the licence fee), in the conduct and management of any lottery scheme, and is limited to the items specified in these terms and conditions.

BINGO means the game commonly known as bingo.

BINGO HALL means a premise as defined under the Gaming Services Act.

BLACKJACK TOURNAMENT means a game of chance where players, upon paying the required entry fee, wager non-negotiable chips on the game commonly known as Blackjack. The winner or winners of the prizes to be awarded are determined based on the number of chips an individual player accumulates during a specified number of rounds of play.

BLACKJACK TOURNAMENT EVENT means an event at which the following games are played:

i) a Blackjack Tournament
ii) Rapid Blackjack

BONA FIDE MEMBER means a member in good standing of the applicant organization.

BREAK OPEN TICKET means an instant win ticket as defined under the Gaming Services Act.

BUDGET means a detailed plan showing how financial resources will be acquired and used. Budget submissions shall cover a 12 month fiscal or calendar year.

CONDUCT AND MANAGEMENT means to be in charge of, in control of and primarily responsible for the licensed lottery scheme and directly involved with the administration of the lottery scheme.

DESIGNATED LOTTERY TRUST ACCOUNT means an account at a recognized financial institution in the Province of Ontario maintained in Canadian Funds, in which proceeds from the lottery scheme are deposited and from which disbursements by cheque only are made.

DIRECTOR means the Director of Entertainment Standards Branch, Ministry of Consumer and Commercial Relations.

GAME SCHEDULE means a complete listing of all bingo games to be played at a licensed bingo event, specifying the arrangement of each game by which a player may win a prize, the prices of the bingo cards or books being sold, and the name and address of the charitable organization or the bingo hall or premises where the bingo occasion is held.

HOME BASE MUNICIPALITY means the municipality in which the organization's location of business is located.

LICENSING AUTHORITY means the Director, Entertainment Standards Branch, Ministry of Consumer and Commercial Relations or the Council of a Municipality or Native Band.

LOCATION means a municipal address, a mailing address, a lot and concession number or common name usage.

LOTTERY SCHEME means any event which has the following three elements: consideration, chance and prize, and includes schemes commonly known as bingo, raffle, break open ticket and monte carlo events.

MEDIA BINGO means a bingo event which is conducted on or through television, radio or newspaper.

MINISTER means the Minister of Consumer and Commercial Relations.

MONTE CARLO EVENT means an event at which the following games are played:

a) Blackjack
b) Wheels of Fortune
c) Other games as authorized by the Director

NET PROCEEDS means the amount of money remaining from the gross receipts of a lottery event, after deducting the amount paid in prizes.

NET PROFIT means the amount of money remaining from the gross receipts of a lottery event after payment of prizes and administrative expenses.

PREMISE means a building or part of a building or structure or area as approved by the Director.

RAFFLE means a lottery scheme where tickets or lots are sold and where the winner(s) of the prize(s) to be awarded is determined by the random selection by draw of one of the tickets from all those sold.

RAPID BLACKJACK means a game of chance where players upon paying the required entry fee, wager non-negotiable chips on the game commonly know as blackjack. The winner or winners of the prizes to be awarded are determined based on the total "value" of chips an individual player accumulates during a specified number of hands played.

REGULAR MUNICIPAL BINGO LICENCE means a licence permitting the conduct of bingo on not more than 52 occasions during a calendar year, where the total prizes for any one occasion does not exceed $5,500 based on a variable prize board scheme.

SALES COMMISSION means any payment, whether in the form of cash, merchandise or service, made to any person who assists or participates in the sale of licensed lottery tickets, bingo cards or the betting medium (chips) used for monte carlo/blackjack tournament events.

SPECIAL PROVINCIAL BINGO LICENCE means a licence permitting the conduct of bingo where the total prizes to be awarded is greater than $5,500, but does not exceed $10,000 unless otherwise approved by the Director.

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PART II
GENERAL TERMS AND CONDITIONS FOR LICENCES ISSUED UNDER SECTION 207 1(b) CRIMINAL CODE OF CANADA

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LICENCES

Any licence issued is only valid during its effective period provided all terms and conditions of the licence are complied with.

The licensee shall produce the licence on demand.

Each licence must be conspicuously displayed at all times during the conduct of the event.

GENERAL TERMS AND CONDITIONS OF THE LICENCE

CONDUCT AND MANAGEMENT

The licensee shall not conduct nor allow any lottery scheme to be conducted other than provided for in the licence application as approved.

The officers of the licensed organization shall designate at least one bona fide, active member of the licensee to be in charge of and responsible for the conduct of the lottery scheme(s). In the case of Bingo, an alternate person in charge shall also be designated. The designated member in charge shall be responsible for:

Being present and supervising all activities on the occasion for which he or she is in charge,

Making and filing the required financial report on the results of the event,

Ensuring that all terms and conditions of the licence and any additional conditions of the licence, are compliled with,

The lottery event shall be conducted and managed in accordance with the licence, including the application as approved, the terms and conditions and any special terms and conditions as required by the Director or the licensing authority.

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A licensee shall not pay wages, salary or other monetary consideration (including 'sales commissions') either directly or indirectly to any person for managing, conducting or assisting at any licensed event except where otherwise specified in these terms and conditions,

The licensee shall not use the services of a person or other organization to conduct, manage or operate the lottery event on its behalf, whether without fee or for a fee, or other valuable consideration, unless authorized under the Gaming Services Act, except that a licensee may contract printing, advertising, accounting, auditing and legal services necessary for the management and conduct of the event, provided that such expenses do not exceed any limits prescribed in these terms and conditions.

No person directly involved in the conduct and management of, or assisting at any lottery event shall purchase, acquire or have any interest whatsoever in any ticket, card, prize or bet placed.

PROCEEDS AND EXPENSES

All net profit from the conduct of the lottery scheme shall be used for charitable and religious objects or purposes as approved in the application for licence.

Total administrative expenses shall not exceed the limits set out in these terms and conditions.

Where a licensed organization wishes to use lottery proceeds for any purpose not specified or approved on the original application for licence, written approval from the licensing authority must be received prior to disbursing any charitable gaming funds.

BANKING AND FINANCIAL

It shall be the duty of each licensee and its member or members in charge of the conduct of the lottery scheme to maintain such books, records and working papers as may be necessary to substantiate particulars of any financial report or statement, and to retain such records and working papers for a period of no less than <u>four</u> years from the date of the lottery occasion or for such period, as stipulated by the Director.

- Where the licensee conducts more than one type of lottery event, a separate ledger must be maintained specifying the financial details of each event and the use of proceeds derived from each lottery conducted.

- Each licensee which has conducted any type of lottery event in the period from January 1 to December 31 of any year, and which has realized a net profit of $10,000 or greater, shall, on or before January 31 of the following year, submit to the licensing authority, a duly verified financial statement of all lottery funds acquired, spent, disbursed, donated and the balance of the lottery trust account. Copies of cheques, banking and related documents may be requested by the licensing authority, and any such material shall be retained by the licensing authority for their use.

The licensee shall:

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Maintain all funds raised in a separate designated lottery trust chequing account in Canadian Funds (with the exception of a United States Currency account to facilitate a Bingo float), at a recognized financial institution in the Province of Ontario, which account shall not be closed until such time as all monies have been donated to the charitable objects as approved in the application(s) for licence.

- Maintain the account in the name of the licensee organization. (i.e. A.B.C. Club of Anytown lottery trust account)

Appoint two signing officers of the licensed organization for the purpose of administering the lottery trust account and for the purpose of signing cheques.

Deposit into the account all and only the monies derived from the operation of the lottery event(s), less the amount awarded for prizes. Proceeds, when received, shall be deposited immediately, or as soon as it is practical to do so.

Ensure all withdrawals from such lottery account to be exclusively by cheque and only for the purpose of payment of the necessary and reasonable administrative expenses incurred in the operation and conduct of the lottery event, and for the disbursement and donation of net profit designated for one or more charitable objects or purposes as approved on the application for licence.

Report any incidence of cheating or suspected cheating or other illegality, including theft or fraud, to the licencing authority as soon as it is reasonably possible to do so.

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The licensee shall not:

Commingle monies or proceeds derived from the conduct of the lottery event(s) with monies derived or received from any other source whatsoever.

Transfer monies from the designated lottery trust account into an operating or general account of the organization.

ADVERTISING

The licensee only, and no other person shall be permitted to advertise the lottery event.

Advertisements shall clearly state the name of the charitable or religious organization conducting the lottery scheme(s), the licence number(s) issued as well as the licensing authority and the terms and conditions for winning.

Advertisements for raffle lottery events must also include the following:

1. Address of the licensed organization,

2. The location, date and time at which the draw is to be held including the location, date and time of each early bird draw and the cut-off time for each early bird draw,

3. A description including the value of the prizes to be awarded,

4. The total number of tickets to be printed and the price of the ticket.

Charitable and religious organizations which conduct bingos at the same premises may advertise events in a cooperative manner provided that an appointed representative who is a bona fide member of one of licensed organizations coordinates the advertising on behalf of the cooperative. The licence number issued to the coordinator's organization must appear on all advertisements. Bingo advertisements may contain the monetary prize value to be awarded for each event, but may not combine prize values for more than one event to create the impression of a large single prize board.

The responsibility for advertising licensed lottery events may not be assigned to any person who is not a bona fide member of the licensed organization.

PART III
BINGO
SCHEDULE B

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LICENCES

The licensee shall conduct the bingo in accordance with the application as approved. No changes may be made to any item listed on the licence or application without the prior written approval of the licensing authority.

The licensee shall conduct only the types of games provided for in the game schedule as approved in the application for licence. No changes may be made to the game schedule without the prior written approval of the licensing authority.

BINGO EQUIPMENT AND SUPPLIES

All bingo supplies and equipment are subject to the requirement under the Gaming Services Act.

- On every occasion that bingo is played, the complete set of bingo balls shall be made available by the licensee for visual inspection by several bingo players prior to the commencement of the occasion, at the end of the intermission and at the conclusion of the occasion. Balls shall be displayed in the tray arranged in proper numerical order.

BINGO PAPER/CARDS

The licensee shall not sell, nor offer for sale any bingo card, unless each card or each sheet of disposable or re-usable type bingo game cards sold bears a clearly visible serial number of a consecutively numbered series. This number must appear on each sheet of bingo cards.

All bingo paper is subject to the requirements under the Gaming Services Act.

STAFFING

- At least three bona fide members of the licensed organization shall be present continuously on the premises during each bingo occasion, one of whom must be a designated member in charge as indicated on the application for licence.

- The position of Cashier must be held by a bona fide member of the licensed organization.

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Runners may be utilized by the licensed organization and their activities are limited to verifying winners and awarding prizes obtained from the Cashier. Under no circumstances can bingo cards be sold 'on the floor'.

Beyond the basic responsibilities of the designated member in charge as outlined in Section _____, General Terms and Conditions, other duties during bingo occasions shall include ensuring bingo equipment is in good working order and arbitrating complaints from players.

The officers of the licensee shall not designate a person to be in charge of, conduct, or manage any bingo if that person is already designated as being in charge of bingo occasions for two other licensed charitable organizations, unless otherwise approved by the Director.

No licensee shall permit or assign any person under the age of 16 years to work, assist, or participate in the management and conduct of any bingo occasion.

The licensee may, at its option, pay an honorarium to its bona fide members a **maximum** of $15 in Canadian Funds for each full bingo occasion in which the member assists in the conduct of the bingo. The maximum amount a licensee may pay for honorariums at any given bingo occasion shall not exceed $45 in Canadian Funds.

A non bona fide member may be used to call the numbers on a bingo occasion provided that:

He/she is licensed as a Gaming Assistant pursuant to the Gaming Services Act

The hall, and not the licensed charity, pay the remuneration to the caller within the limits prescribed in the Gaming Services Act

No licensee shall permit any person who is engaged in the management, conduct, or assisting at a bingo occasion or who is at the time actively employed with the Bingo premises to play any game of bingo on that occasion or to have any pecuniary interest in any bingo card played on the occasion.

MANAGEMENT OF OCCASIONS

The licensee shall not charge nor shall it permit any other person to charge or collect any fee for admission to the premises where bingo games are to be played. A licensee may require the purchase of a minimum number of cards as a condition of admission to the premises.

A licensee shall not allow, nor shall allow any other person or organization, to provide any inducement, coupon premium, gift, discount, food or beverage, or other free benefit to any bingo player. Without limiting the generality of the foregoing, a licensee shall not provide or allow to be provided any bingo card free of charge or at a cost which is different from the amount approved on the application for licence.

The licensee may only sell cards to a player by a cash transaction. Credit cards, cheques, promises to pay, whether direct or through a third party are not allowed.

Where the bingo is being conducted under a Regular Municipal Bingo Licence, bingo cards may only be sold on the day the bingo is to be held. Advance sales are not permitted.

The licensee shall not sell any bingo card which may be used on a different occasion than the occasion for which it was sold.

If a licensee determines that the number of persons who may attend at the commencement of a bingo occasion is, or would be insufficient to provide enough revenue to cover the cost of prizes and other expenses incurred in connection with the operation of the bingo game because of an Act of God situation or such other extreme condition which is beyond the control of the licensee, the licensee shall have the option of proceeding with the game or games with the prizes being based on 60% of the total gross receipts received or cancelling the entire bingo occasion. Insufficient attendance of players alone does not constitute authority to cancel a bingo occasion. In the event that a bingo occasion is cancelled, the licensee shall issue refunds to all ticket purchasers.

A bingo occasion is deemed to have commenced when the first game is announced and the number on the first ball is called. This includes any initial game such as "Bonanza", "Early Birds", etc., prior to the regular bingo games being played.

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Once the bingo occasion has commenced, the licensee must conduct the event in accordance with the licence and game schedule as approved in the application for licence. 60 % of the total gross receipts must be awarded as prizes.

The particular arrangement of numbers required to be covered on a card in order to win the game and the amount of the prize for each game shall be clearly and audibly described and announced to the players immediately before each game is begun.

A player shall be declared the winner of a game if the player has covered all of the numbers in the required arrangement as a result of the numbers called for the game.
A player does not need to have the last number called in order to be declared a winner.

A card, which contains all the winning numbers for a given bingo game, does not need to be permanently marked in order to be declared a winner. However, house rules may apply requiring cards to be permanently marked in order to be declared a winner, provided such rules are fully disclosed to all bingo patrons.

A verification of the numbers appearing on the winning card at the time a winner is determined shall be made in the immediate presence of one or more neutral players, and shall include an audible call back of numbers appearing on the winning card, or the numbers remaining in the bingo machine. After verification, in order to declare a winner of a game and declare a game closed, the caller shall first enquire clearly and audibly three times of the players whether there are any other players claiming to be a winner of that game.

No claim of a player to have won a game shall be valid if made after the game has been declared closed by the caller and the balls dropped for the next game in accordance with this provision.

The <u>exact</u> value of the total prize for any game as announced prior to the commencement of the game shall be paid to a winner or winners. The caller must announce the number of winners for each game and the amount paid to each winner.

Where there is more than one winner of a bingo game, the prize offered for a game shall be divided <u>equally</u> amongst all players having obtained a valid bingo in accordance with this provision. Minimum set payouts to prize winners are prohibited.

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The designated member in charge of the bingo occasion shall provide a certified a hand written record for each bingo game played, recording the numbers called for each game held during the bingo occasion. Such record, shall constitute the official record of the games. In the event of an error in verification of a card resulting in a game being declared closed, the game shall be reconstructed, using the official record to identify the numbers previously called and the game shall continue until won by a player. The official record must be retained by the licensee for a period of 30 days following the bingo occasion.

In the event that the number on a ball is miscalled, the actual number on the ball and not the called number shall be the official number for the game. Any claim by a player to have won a bingo using a miscalled number shall be disallowed.

If it should be determined that a game has been closed as the result of a miscalled number and there is not a valid winner for the game, the game shall be reconstructed using the official record to identify the numbers previously called and the game shall continue until won by a player.

No licensee shall conduct or permit any other person to conduct any other game of chance at a bingo occasion, unless expressly authorized to do so pursuant to a lottery licence issued by the Director.

No lottery tickets (including break open tickets) shall be sold on the floor to any bingo players while a bingo is in progress.

The licensee shall not permit any person apparently under the age of 16 years to play any game of bingo.

A licensee shall not permit any person to play any bingo card on a bingo occasion, if the card was purchased or acquired at any other occasion.

A licensee shall ensure that, where "House Rules" are in existence, that they are conspicuously posted for the viewing of the public, at the place where the bingo occasion is licensed. In the event that a 'House Rule' conflicts with these terms and conditions or any other regulation, the terms and conditions prescribed by the Director will take precedence.

No licensee shall offer for sale, sell, serve or permit the consumption of any alcoholic beverage within the premises where bingo is conducted.

GAMES AND GAME SCHEDULES

- Only a game schedule approved by the licensing authority shall be used at any bingo occasion.

A true copy of the approved game schedule shall be reproduced in sufficient quantity to be available to all players attending each bingo occasion licensed.

The only thing that may be given or awarded at a bingo is a cash prize, won as a result of playing a game of bingo.

No licensee shall conduct a game of bingo where a prize, or a portion of a prize, is carried over from one bingo occasion to be added to a prize award or awards to be offered at the next or subsequent bingo occasion. Each bingo game offered must be concluded and the prize awarded within a single bingo occasion. Any game where the total prize is offered to be won, subject to a designated escalating number, will not be licensed.

No licensee shall jointly operate any game of bingo with any other licensee. The commingling of bingo monies derived by a licensee with bingo monies derived by a different licensee, for any purpose is strictly prohibited.

No licensee shall offer, distribute or give any door prize at a bingo occasion or provide bingo cards without charge at any time.

Pyramiding of games is prohibited.

REPORTING

Within 10 days after the conclusion of the conduct of any bingo occasion, the licensee and its members who were designated in charge thereof shall furnish to the licensing authority a duly verified statement of the bingo lottery funds on the prescribed financial report form.

Licensees shall submit a true copy of the rent and paper cost receipt(s) with each bingo lottery report, as well as an itemized list of all other expenses, and a true copy of the invoice showing the number of bingo cards issued by the hall to the licensed organization, the number of cards sold and returned and the serial numbers of the bingo cards.

PROFIT AND EXPENSES

- 60% of the gross receipts derived from the bingo lottery event, up to a maximum of $5,500, shall be distributed as prizes for the bingo events.

- 23% of the gross receipts derived from each bingo occasion shall be retained by the licensed organization as charitable net profit.

- The amount paid in administrative expenses, exclusive of prizes awarded in the conduct and management of each bingo occasion shall not exceed 15% of the gross receipts derived therefrom. The cost of the bingo licence fee shall not be included in the 15% administrative expense calculation.

- 2% of the gross receipts derived from the bingo lottery event shall be submitted to the licensing authority as payment for the licence fee, within 10 days of the event being held.

- Where $5,500 has been awarded as prizes, and where this amount is less than 60% of the gross receipts derived from the bingo lottery event, the remaining monies, after the licence fee and administrative expenses have been paid shall be retained by the licensed organization as charitable net profit.

Each item of administrative expense incurred in the conduct of a bingo shall be individually calculated and paid separately by cheque, in Canadian funds (drawn on the designated lottery trust account) and is restricted to rental fees, paper and card costs, advertising, honorariums, security, and caller, unless otherwise approved by the Director. Cash payments for administrative expenses are not allowed.

Without limiting the intent, rental fees shall include such items as the premises, tables, chairs, upkeep, janitorial services, building maintenance, heating, cooling, air cleaning, lighting, parking, and such bingo equipment which is necessary for the operation of the bingo games; unless the bingo equipment is owned by the licensee.

- Any shortages or overages in cash resulting from the operation of any bingo occasion must be recorded on the financial report.

Any overage in cash will be considered as charitable net profit.

- Any cash shortage shall be deducted from the net profit of the bingo occasion and the net profit percentage shall be calculated on this amount.

The licensee shall deposit all monies, derived from each bingo occasion, into the designated lottery trust account on the next banking day.

Use of charitable net profit derived from operating bingo lotteries to purchase or acquire bingo equipment, bingo premises or bingo facilities is prohibited.

No licensee shall engage in, support, contribute to, or receive funds from any type of contingency fund, security fund or scheme designed by a licensee or other person or entity, whereby a licensee, organization or person will receive compensation or payment therefrom for payment of prizes, administrative expenses or profit purposes, which is directly or indirectly associated with any bingo occasion. Use of monies derived from any bingo occasion or other source for such a purpose, is strictly prohibited.

All expenses and charitable donations shall be paid only by cheque, drawn on the designated lottery trust account, payable in Canadian dollars.

UNITED STATES CURRENCY

Where United States currency is accepted as payment for the purchase of bingo cards, the cards shall be appropriately designated and so marked and the licensee shall pay all prize money accruing to the holder of such card in United States currency.

Where United States Currency is accepted, the caller must also announce the currency the were paid in (Canadian or United States Currency).

All organizations operating in both Canadian and American Currencies shall maintain a bingo bank account for each currency.

The purpose of the American Bank account is for the replenishing of the U.S. currency float and for the payment of prizes in U.S. currency to those winners who purchased bingo cards in U.S. currency. No funds shall be withdrawn from this account for any other purpose whatsoever, and all withdrawals shall be by cheque only.

The maximum amount to be maintained in the American Bank account shall not exceed $5,000.

American funds in excess of $5,000 (including any interest accrued) shall be transferred to the Canadian bank account.

All charitable donations shall be made by cheque, drawn on the Canadian lottery trust account.

The 15% administrative expense calculation shall be based on the Adjusted Gross Receipts.

Expenses shall be paid by cheque, in Canadian funds only drawn on the Canadian lottery trust account.

TRANSPORTATION OF PATRONS

No licensee shall provide or allow to be provided by contract or otherwise, transportation of patrons to or from the place where any bingo occasion is conducted unless prior written authorization is obtained from the Director. Application for this authorization must be in writing and must establish a need to the satisfaction of the Director. Any authorization granted may be suspended or revoked by the Director.

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PART IV
GENERAL TERMS AND CONDITIONS
MONTE CARLO EVENTS AND
BLACKJACK TOURNAMENT EVENTS

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CONDUCT AND MANAGEMENT

The designated member in charge of the Event shall be present on the premises continuously during the conduct of the event, and shall be known as the event Chairperson. Beyond the basic responsibilities of the designated member in charge as listed in Section _____ General Terms and Conditions, the Event Chairperson shall also be responsible for:

i) Appointing a Cashier and a Recorder who shall be bona fide members of the licensed organization and,

ii) Appointing a Pit Boss who is answerable to the Event Chairperson, and who is approved by the Director. Where the Pit Boss is not a bona fide member of the licensed organization he/she must be licensed as a gaming assistant pursuant to the Gaming Services Act.

A licensee may recruit sufficient personnel to assist at the event provided they are:

i) Volunteer members of the licensed organization,

ii) Licensed to do so under the Gaming Services Act, subject to the approval of the Director, or

iii) Members of another charitable or religious organization, subject to the approval of the Director.

No volunteer member shall receive any remuneration for participating in the conduct and management of the event, or for assisting at the event other than an honorarium not in excess of fifteen dollars ($15) per person. Notwithstanding, the licensee may hire sufficient personnel to maintain security at the event.

Where the person(s) participating in the conduct and management of the event are licensed to do so under the Gaming Services Act, any remuneration paid cannot exceed such limits as may be prescribed by the Regulations.

The number of persons involved in assisting at the event, including dealers and wheel operators, shall not exceed a ratio of 3 persons for every 2 games licensed.

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The licensee shall not allow any person apparently under the age of 18 to place a bet on any game of chance, or to assist in the management and conduct of the event, or operation of the games of chance.

Provided that all provisions in the Liquor Licence Act have been complied with, alcoholic beverages may be served at a Monte Carlo or Blackjack Tournament Event. Pursuant to the Liquor Licence Act Regulations, alcoholic beverages may not be consumed, served or sold in the Games area.

Only the number of games specified and approved on the licence shall be set up at the event.

All Blackjack games and Wheels of Fortune shall be operated exclusively on the basis of the rules supplied with the licence.

The licensee shall use only chips, tokens or play money as the betting medium. Cash betting is not permitted, unless otherwise approved by the Director. In the case of Blackjack Tournaments and Rapid Blackjack, chips, only, may be used as the betting medium.

Canadian currency, only, shall be accepted as payment for the purchase of chips, tokens or play money, or for the Blackjack Tournament or Rapid Blackjack entry fee.

A licensee shall not allow any person to operate or engage in any other type of card game or allow gambling of any type to take place at the licensed event, other than those games provided for and approved in the application for licence, unless expressly authorized to do so pursuant to licence issued by the Director.

REPORTING

The licensee shall file a financial report to the Director, completed on the prescribed form, detailing the financial particulars of the event, within thirty (30) days after the date the event was concluded.

In calculating the net profit derived from the Monte Carlo or Blackjack Tournament Event, the licensee shall include all monies directly or indirectly associated with the event.

ADDITIONAL TERMS AND CONDITIONS -
MONTE CARLO EVENTS

The licensee shall not accept any bet which exceeds a cash value of two dollars ($5).

The maximum payoff odds shall not exceed a ratio of 8 to 1 odds. The maximum payoff on any individual bet shall not exceed a cash value of sixteen dollars ($40).

All tickets sold for admission to a Monte Carlo Event shall be consecutively numbered and contain the name of the licensed organization, the location, date and time of the event, the licence number issued, and the nature and number of any raffle or door prizes to be awarded.

The licensee shall post the betting limits and payoff odds for each game, the rules of playing Blackjack and Wheels of Fortune, and the age limits for players, in a conspicuous manner at the premises or location and at all times during the conduct of the event.

FOR MONTE CARLO EVENTS WHERE CHIPS, TOKENS OR
PLAY MONEY WILL BE REDEEMED FOR CASH

Games shall be played with chips, tokens or play money only. The basic denomination of chips or tokens shall be 50 cents cash value. The licensee may also sell chips valued at one dollar ($1).

The licensee shall set up a bank to be managed and controlled by two designated bona fide members of the licensee referred to hereafter as the Cashier and the Recorder.

For the purpose of selling chips, tokens or play money to players at the games of chance, the licensee may designate an appropriate number of members/assistants to act as Runners for the Cashier. The Cashier shall provide each Runner with a beginning cash float and supplies of chips, tokens or play money, as necessary. The Runners and such information shall be included within the overall records of the bank.

The Cashier or Runner only shall sell chips, tokens or play money to players attending the event. Players may redeem these chips, tokens or play money at the bank at their equivalent cash value at any time during the period of operation of the event.

The Cashier shall supply each game operator, upon a signed voucher, with sufficient numbers of chips, tokens or play money, to permit the conduct of the game. At the conclusion of the Monte Carlo Event, the game operator shall turn in all of his or her chips, tokens or play money to the Cashier.

The Recorder shall maintain records of all transactions carried on at the bank.

The Cashier and the Recorder shall certify each record maintained.

The game operators shall certify all records pertaining to their own game.

A Runner shall certify all records pursuant to subsection _____.

Under no circumstances shall any person participating in the operation or management of the event, excepting the Cashier or a Runner, sell any chips, tokens or play money or exchange any chips, tokens or play money for cash.

FOR MONTE CARLO EVENTS WHERE PLAY MONEY SHALL NOT BE REDEEMED FOR CASH

The licensee shall set up a bank to be managed and controlled by two designated bona fide members of the licensee referred to hereafter as the Cashier and the Recorder.

For the purpose of selling play money to players at the games of chance, the licensee may designate an appropriate number of members/assistants to act as Runners for the Cashier. The Cashier shall provide each Runner with a beginning cash float and supplies of play money as necessary. The Recorder shall maintain a record of all transactions carried out by the Runners and such information shall be included within the overall records of the bank.

The Cashier or a Runner, only, shall sell play money to players attending the Monte Carlo Event.

The Cashier shall supply each game operator, upon a singed voucher, with a sufficient amount of play money to permit the conduct of the game. At the conclusion of the Monte Carlo Event, the game operator shall turn in all play money to the Cashier.

The Recorder shall maintain records of all transactions carried on at the bank.

The Cashier and the Recorder shall certify each record maintained.

The game operator shall certify all records pertaining to their own game.

A Runner shall certify all records pursuant to subsection _____.

No person participating in the operation or management of the event excepting the Cashier or a Runner, shall sell play money or exchange play money with another person.

No person, including the Cashier, shall redeem any play money for cash.

At the conclusion of the gaming activities, the licensee shall award articles of merchandise as prizes to persons participating in the event. Such prizes may be distributed to persons holding play money by means of an auction or by a sale.

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FOR DISCUSSION PURPOSES ONLY

RULES OF PLAY - WHEELS OF FORTUNE

Players must be 18 years of age or over.

The minimum bet required to participate shall not exceed 50 cents.

The maximum bet is two dollars ($5).

All bets must be in multiples of 50 cents.

The maximum payoff odds cannot exceed a ratio of 8 to 1.

All bets must be placed before the spin of the wheel.

The operator must announce the cutoff of bets before spinning the wheel.

The wheel must complete a minimum of three full revolutions to count as a spin.

RULES OF PLAY - BLACKJACK

All games shall be played with chips, tokens or play money. Play money, only, shall be used for events where merchandise prizes, through a sale or auction, are to be awarded.

Four decks of cards will be used exclusively at each table with all players' cards dealt face up.

Players must be 18 years of age or over.

The minimum bet required to participate shall not exceed 50 cents.

The maximum bet is two dollars ($5).

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FOR DISCUSSION PURPOSES ONLY

Bets must be placed before receiving any cards.

The dealer must draw on 16 and stand on any count of 17 or more.

Aces count 1 or 11.

Blackjack (first two cards totalling 21) automatically pays 2 to 1.

Pairs may be split providing that equal bets are placed on each hand. Blackjack obtained on a split pair pays even money. When aces are split, only one card may be drawn to each ace.

Except when a player has Blackjack, the House wins on ties.

Five cards under 21 counts the value of the cards only and does not beat any hand which has a higher point value under 21.

Players may double down on any two card count of 9, 10, or 11 and take only 1 additional card face up.

Insurance bets are not permitted.

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FOR DISCUSSION PURPOSES ONLY

ADDITIONAL TERMS AND CONDITIONS
BLACKJACK TOURNAMENT EVENTS

The licensee shall award all prizes as indicated and approved in the application for licence.

Where an individual cash prize to be awarded is $1,000 or greater, the prize shall be awarded to the winner in the form of a cheque, drawn on the designated lottery trust account.

The Blackjack Tournament shall be operated exclusively on the basis of the rules supplied with the licence.

The licensee shall use chips, only, as the "betting" medium. Chips shall not be redeemable for cash or merchandise.

LICENCE CONDUCT AND MANAGEMENT - BLACKJACK TOURNAMENT

All seats must be randomly chosen.

Each Tournament Player is given the authorized number of non-negotiable chips to commence, as authorized in the application for licence.

Four decks of cards will be used exclusively with all players' cards dealt face up.

Each Tournament round shall continue for either 30 hands or 30 minutes, subject to the preference of the licensee. It is the responsibility of the licensee to announce the round requirement prior to the commencement of the Tournament and to ensure that it is uniformly enforced throughout the conduct of the Tournament.

Only the number of tables authorized on the licence shall be set up for Tournament play.

The player from each table with the highest total chip value advances to the next round, and so on from round to round until a winner is declared.

1, 2 or 3 players per table may advance each round, as approved in the application for licence. If it is necessary to break a tie during the course of the tournament, an additional 5 hands will be played. If the tie is still not broken, then further hands of 5 will be dealt until the tie is broken.

No communication either verbal or visual will be permitted between players and/or spectators.

Participants must be no less than 18 years of age.

A player may play only one position at a time.

In the event of a dispute, the decision of the Pit Boss is final.

Tournament rules must be posted throughout the premises.

RULES OF PLAY - BLACKJACK TOURNAMENT

A rotating marker will be used to determine the dealing and betting order. It is the players' responsibility to ensure the moving of the marker from player to player.

A player has no more than 10 seconds to place a bet. Otherwise 1 unit of the smallest denomination will automatically become the player's bet.

Each player must participate and bet a minimum of 1 unit on each hand of play.

Bets must be placed before receiving any cards. Once a bet has been placed it cannot be changed.

Each Tournament round shall begin at a pre-determined time. Dealers may allow a five minute grace period for players to take their seats before the round begins. Players not in their seats after the 5 minute grace period shall be disqualified.

Each licensee shall be responsible for providing a refund policy in the event of disqualification. The policy shall be made available to all participants, and refunds shall be given at the discretion of the Blackjack Tournament Event Chairperson.

All tournament chips must be kept in sight and may not be removed from the table.

Hand signals may be used to declare intention to hit or stay.

A player may be eliminated for violating any of the Tournament rules or if the player voluntarily withdraws from the Tournament.

Doubling down is permitted on any 2 cards, and take only one additional card face up. A wager equal to the original bet must be placed before receiving the additional card.

Any natural pair may be split and re-split. A wager equal to the original bet must be placed for each split and re-split hand. However, when aces are split, only one additional card may be drawn to each Ace. Aces may not be re-split.

Doubling down after splitting pairs is permitted.

The dealer must draw on 16 and stand on any count of 17 or more.

Blackjack (first two cards totalling 21) automatically pays 2 to 1 odds. Twenty-one on a split pair pays even money. Five cards totalling less than 21 count the value of the cards only.

Except when a player has Blackjack, all ties are 'pushed' and bets returned.

No Insurance Betting permitted.

An Ace may be counted as 1 or 11.

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FOR DISCUSSION PURPOSES ONLY

ADDITIONAL TERMS AND CONDITIONS FOR BLACKJACK TOURNAMENT EVENTS WHERE RAPID BLACKJACK WILL BE CONDUCTED

Where Rapid Blackjack has been approved to be conducted in conjunction with a Blackjack Tournament, the tables used for the Tournament may be converted for Rapid Blackjack play as the Tournament progresses. The total number of tables set up and used for Rapid Blackjack play shall not exceed the total number of tables approved for the main Blackjack Tournament.

All seats must be randomly chosen.

Each Rapid Blackjack player is given the authorized number of non-negotiable chips to commence.

Four decks of cards will be used exclusively with all players' cards dealt face up.

There must be a minimum of 4 players and a maximum of 6 players to commence Rapid Blackjack play.

The maximum entry fee to participate in any game of Rapid Blackjack shall not exceed the approved entry fee for the main Blackjack Tournament. The maximum entry fee at each individual table may be set by the Director.

All players must agree on the entry fee required, within the prescribed limits, prior to commencing Rapid Blackjack play. The winner shall receive 60% of the total entry fee received, with the "House" receiving the remaining 40%.

The player with the highest total chip value at the conclusion of each Rapid Blackjack game shall be declared the winner.

Participants must be no less than 19 years of age.

A player may play only one position at a time.

In the event of a dispute, the decision of the Pit Boss is final.

Rules of play must be posted throughout the premises.

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FOR DISCUSSION PURPOSES ONLY

RULES OF PLAY - RAPID BLACKJACK

A rotating marker will be used to determine the dealing and betting order. When the marker has been around to each remaining player a total of 3 times, or when the cards have been dealt "once through the shoe", subject to the preference of the licensee, then the Rapid Blackjack game shall be concluded. The licensee must announce the game requirement prior to the commencement of Rapid Blackjack play and ensure it is uniformly enforced at each table.

A player has no more than 10 seconds to place a bet; otherwise 1 unit of the smallest denomination will automatically become the player's bet.

Each player must participate and bet a minimum of 1 unit on each hand of play.

Bets must be placed before receiving any cards. Once a bet is placed, it cannot be changed.

All chips must be kept in sight and may not be removed from the table.

In the event that a player loses all his/her chips, the player shall be eliminated from that game.

Hand signals may be used to declare intention to hit or stay.

Doubling down is permitted on any 2 cards, and take only one additional card face up. A wager equal to the original bet must be placed before receiving the additional card.

Any natural pair may be split and re-split. A wager equal to the original bet must be placed for each split and re-split hand. However, when aces are split, only one additional card may be drawn to each ace. Aces may not be re-split.

Doubling down after splitting pairs is permitted.

The dealer must draw on 16 and stand on any count of 17 or more.

Blackjack (first two cards totalling 21) automatically pays 2 to 1 odds. Twenty-one on a split pair pays even money. Five cards totalling less than 21 count the value of the cards only.

Except when a player has Blackjack, all ties are pushed, and bets returned.

No Insurance Betting permitted.

An Ace may count as 1 or 11.

PART V
TICKET RAFFLE LOTTERY
SCHEDULE A

DRAFT
FOR DISCUSSION PURPOSES ONLY

CONDUCT AND MANAGEMENT

The organization shall establish rules consistent with the licence terms and conditions, governing the conduct of the draw and the awarding of prizes. These rules shall be available on request to ticket purchasers and shall be read out immediately prior to the draw(s) being held.

Rules governing the operation of the raffle shall include:

i) Order in which the prizes are to be awarded.

ii) Ticket purchasers must be 16 years of age or over.

iii) The location(s), date(s), and time(s) of the draw(s) and how they will be conducted.

iv) The point of delivery of the prize(s) to the winners.

Once the first ticket is sold, the ticket lottery shall be deemed to have commenced.

The licensee will complete the lottery once ticket sales have commenced and award the prize(s) as approved in the application for licence whether or not all tickets have been sold.

Under no circumstances will the draw date be altered once ticket sales have commenced except where authorized in writing by the Licensing Authority.

Members of another charitable or religious organization may assist in the sale of tickets. Members shall not be individually compensated, or receive any remuneration.

No person directly involved in the conduct and management of a raffle shall purchase, acquire, or have any pecuniary interest in any ticket or prize.

The designated member in charge of the raffle lottery shall be responsible for all ticket sellers and ensure they are properly supervised.

No tickets will be sold outside of the Province of Ontario, through the mail or otherwise.

Tickets shall be sold for cash, or on a basis that ensures the licensee will receive the proceeds thereof. Where the price of the tickets is $50 or over, the licensee may choose to accept cheques or credit card payments. The licensee shall be responsible for ensuring that all proceeds from ticket sales are received. Credit card payment processing charges shall form part of the administrative expenses of the ticket raffle.

The licensee shall not distribute unsolicited tickets to the general public, by mail or otherwise.

The licensee shall retain all unsold tickets, and stubs or counterfoils of sold tickets for a period of <u>one</u> year from the date of the (last) draw.

No unsold ticket or stub will be entered in the draw container or be otherwise considered for the draw to determine the winner or winners of any prize.

The winner(s) of the prize(s) shall be determined in the manner set out and approved in the application.

The winner(s) of the prize(s) shall be publicized in the manner set out and approved in the application and the licensee shall be responsible for contacting the prize winner(s).

Where a merchandise prize is awarded and the holder of a winning ticket cannot be located, the prize will be held in trust by the licensed organization for 90 days. During this period, the licensee shall make every reasonable attempt to contact the prize winner. This shall include:

i) Advertising the information in one or more local newspapers, listing the number of the winning ticket, and the name and address of the holder,

ii) Attempting to contact the winner by telephone, and,

iii) Sending letters of notification by registered mail to the address listed on the winning ticket stub.

The requisite financial report shall be submitted within the required time period, whether or not the prize(s) has been claimed.

Where a merchandise prize is unclaimed after 90 days, the licensee shall conduct another public draw to determine a winner. The licensee shall submit a financial report to the licensing authority confirming the name, address and phone number of the prize winner.

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FOR DISCUSSION PURPOSES ONLY

TICKET REQUIREMENTS

The licensee shall have tickets printed in two parts which shall contain the following information:

i) The licence number of the Ticket Raffle Lottery, and the licensing authority (Provincial or Municipal),

ii) The name and address of the organization conducting the lottery.

iii) The location(s), date(s), and time(s) of the draw(s),

iv) A description, including the nature, number and value of the prize(s) to be awarded,

v) The price of each ticket,

vi) The number of the ticket,

vii) The total number of tickets printed for the draw, and,

viii) The name of the printer.

On the part (stub) retained by the organization (for draw purposes):

i) The number of the ticket

ii) The licence number and the name of the licensee,

iii) Adequate space for the name, address and telephone number of the ticket purchaser.

Only the number of tickets specified in the approved licence application shall be printed.

Tickets shall be consecutively numbered with corresponding numbers on the stub.

If tickets are to be discounted from the regular price (i.e. $1.00 or 3 for $2.00), then the prices shall be so indicated and printed on each ticket.

At the request of the Director or the licensing authority, the licensee shall provide a copy of the ticket printed.

The licensee shall not utilize any type of scratch-off ticket or break-open ticket or device in the conduct of a ticket raffle lottery, unless approved in writing by the Director.

If prizes are donated, and the donor and the licensee agree, the donor name or company name may be included on the ticket, provided that the name of the licensed organization is more prominent.

Under no circumstances shall any ticket bear any coupon, discount or otherwise, or any promotional items.

PRIZES

Only the prize(s) as described and approved in the licence application shall be awarded.

The value of the prize(s) shall include the amount of any duty, tax, sales tax or other cost that may be in addition to the base purchase price of the prize, and shall be paid by the licensee. prize(s) shall be awarded free and clear of any mortgage, lien or any other encumbrances.

Subject to the approval of the Licensing Authority and provided that it is so advertised and included in the Ticket Raffle rules, the licensee may pay the cash value of the prize to the winner, less the amount of any sales tax that would have been owing on the prize had it been awarded as offered.

If a cash value is to be awarded in lieu of the merchandise prize, the specific amount of the cash prize shall be printed on the ticket and form part of the Ticket Raffle Lottery Rules.

Winner(s) will be determined by a draw of the <u>sold</u> ticket stubs only. The draw is to be conducted and held publicly as specified on the application.

PROCEEDS AND EXPENSES

Administrative expenses shall be reasonable and shall include only those costs directly related to the conduct and management of the Ticket Raffle Lottery. Expenses shall be subject to the monitoring of the licensing authority.

FINANCIAL REPORTS AND RECORDS

The organization shall maintain a serial number record, showing the distribution of tickets, including the names of sellers, and the return of ticket stubs, cash, unsold or returned tickets. This record shall contain sufficient detail to account for all tickets and cash and to reconcile totals at the conclusion of the raffle.

Ticket raffle financial report Form TR-2 must be properly completed and submitted to the licensing authority within 30 days after the last draw, along with any documents deemed necessary by the licensing authority.

Where the prize(s) or a portion of the prize(s) to be awarded has been donated to the licensee, it shall be so indicated on the financial report, and the prize value shall form part of the charitable proceeds.

If all net profits have not been donated at the time of submission of the raffle financial report, supplementary financial report form SU-2 shall be submitted every four months until all proceeds are donated. The initial supplementary report shall be due four months from the date of the last draw.

Net profit shall be left in the lottery trust account until spent on approved objectives. Any accrued interest shall be considered as part of the charitable proceeds.

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FOR DISCUSSION PURPOSES ONLY

PART VI
BREAK OPEN TICKETS
SCHEDULE C

DRAFT
FOR DISCUSSION PURPOSES ONLY

GENERAL

When a licence is issued, the licensed organization shall forward a genuine copy of the licence to the manufacturer or the distributor from which the tickets are to be purchased, as indicated on the application for licence.

The licensee organization may purchase Break Open Tickets only from the manufacturer/distributor indicated and approved on the application and licence.

The licensee shall obtain invoices for all tickets purchased and retain all invoices for a period of no less than four years.

The licensee shall supply, upon the request of the licensing authority, a signed right of access from the distributor and the manufacturer of the tickets for which the application is submitted.

Each licensee shall at all times maintain complete security over the Break-Open Tickets in its possession and all funds associated therewith. For control of inventory purposes, all stock must be stored and kept in one fixed location in order to permit, if requested, the periodic reconciliation of stock usage and cash flow.

The licensee shall indicate on the face of the tickets the name of the organization, the numbers and amounts of the prizes to be awarded, the price of a ticket, the serial number of the ticket, the licence number and the name of the manufacturer of the ticket.

TICKET SALES

Tickets may only be sold at the one designated location indicated on the licence.

No licensee shall offer for sale any ticket or number of tickets not contained in a jar or other container in which all tickets of the given unit have been placed for sale. Tickets in the container shall be loose and thoroughly mixed.

The container shall be transparent and be kept in view of the purchasers at all times during the sale of tickets.

The licensee, only, shall remove tickets from the container.

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When the number of tickets within the container has been apparently reduced by one-half, the licensee shall refill the container by adding an additional unit(s) of tickets, with exception of the last unit of tickets on the licence, which shall be sold completely before refilling the container.

A licensee shall have tickets only of the same type and colour for sale in any container or dispenser. The licensee may sell tickets from only one container.

The licensee shall designate a bona fide member or members of the licensee organization to be primarily responsible for the sale of tickets, the payment of prizes and the keeping of all required records.

The actual handling or selling of tickets shall not be delegated to any organization, company, entity, or to any other person who is not a bona fide member of the licensee unless such person, company, organization or entity is licensed as a Gaming Assistant under the Gaming Services Act.

No volunteer member of the licensed organization shall receive any remuneration or sales commission for assisting in the management and conduct, or the sale of tickets for the Break Open Ticket lottery.

Where the person, company or entity participating in the management and conduct of the event is licensed to do so as a Gaming Assistant under the Gaming Services Act, remuneration paid cannot exceed such limits as may be prescribed by the Regulations.

No person who is in any way associated with the sale of Break-Open Tickets shall be permitted to purchase a ticket or participate in the winnings of any ticket.

Maximum administrative expenses incurred during the conduct and management of the Break Open Ticket lottery shall not exceed 1 cent for each ticket sold. Administrative expenses shall be limited only to the periodic purchase of a ticket dispenser, the purchase of recording supplies, paper, ledgers, etc., the cost of banking charges, and/or postage or courier fees used in connection with the Break Open Ticket Lottery.

Administrative expenses for handling, delivery, rental, storage, clean-up, book-keeping services, office services or any other type of service performed is not allowed.

The licensee shall not sell any ticket at a price other than the price appearing on the face of the ticket, as approved in the application for licence.

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Canadian currency, only, shall be accepted as payment for the purchase of any Break Open Ticket. All prizes shall be paid in Canadian currency only.

All Break-Open Tickets shall be opened by the purchaser at the premises stated on the licence and all winning tickets shall be exchanged for cash on the day of sale. The licensee shall prominently display a sign stating this requirement at the location where the tickets are being sold.

All winning tickets shall be defaced by the seller at the time of prize payout.

With the exception of the $1.00 (one dollar) winning tickets, all winning tickets shall be kept for a period of ninety days after the date the licence expires, after which time they will be destroyed.

Each licensee will be held responsible for and shall guarantee the payment of all winnings.

A licensee shall not permit any person under the age of 16 to participate in the conduct and management of the Break Open Ticket Lottery or assist in the sale of Break Open Tickets.

A licensee shall not permit any person under the age of 16 years to purchase a ticket.

The licensee shall not extend credit, accept cheques or accept payment by way of credit card for the purchase of any Break Open Tickets. Cash only may be accepted.

FINANCIAL AND BANKING

Any charitable organization, which is a member of a charitable sponsor's association licensed to sell Break-Open Tickets in conjunction with bingo events, and which receives a share or portion of the net profit from the sale of Break Open Tickets, shall deposit its share of the net profit received into the licensee's bingo lottery trust account in accordance with Section _____ General Terms and Conditions.

Proceeds so received shall be used only for the charitable or religious purposes as listed and approved on the concurrent Bingo application.

Records shall be maintained which shall account for the receipt of and the disbursement of all net profits. Each organization as a member of the Association and which received funds shall submit a Financial Report to the licensing authority in accordance with Section _____.

FINANCIAL REPORTS

Within 10 days after the expiry date of the Break Open Ticket licence, the licensee and its members who were designated in charge thereof shall furnish to the licensing authority a duly verified statement of the Break Open Ticket lottery funds on the prescribed financial report form.

Where the licence has expired and not all tickets have been sold, the licensed organization may request an extension to the expiry date of the licence. Any such request must be accompanied by an interim financial report form showing particulars of the Break Open Ticket funds to date as well as an explanation as to why such a request should be granted.

Where the licensee has completed the sale of tickets prior to the official expiry date of the licence, then the licence shall be deemed to have expired and the financial report shall be due within 10 days.

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MULTIPLE LOCATION BREAK OPEN TICKET SALES

In order to provide equitable fundraising opportunities for organizations which have a provincial mandate, the Ministry will allow for the licensing of break open tickets from more than one location provided the applicant organization meets the following:

ELIGIBILITY CRITERIA

- The group must qualify as a charitable or religious organization.
- The group must have a stated provincial mandate which is demonstrated in the organization's charter or by-laws.
- Only one location per municipality may be approved. This means that if a Regional Office or a Chapter of the Provincial organization is already licensed to sell nevada tickets on a continuous basis or as part of a Bingo Sponsor's Association, the Provincial organization is prohibited from selling nevada tickets from that municipality.

LICENSING POLICIES AND PROCESS

- All licences where an organization wishes to sell Nevada tickets from more than one location must be issued by the Province.
- Licensing will be restricted to one sales location within each municipality.
- Approval from each municipality in which the organization wishes to sell tickets must accompany the application.
- Organizations will not be licensed to sell tickets in any municipality where approval is not granted.
- One central licence, authorizing all locations, will be issued.
- A list of locations including names, addresses, municipality and person responsible for the sale of tickets must accompany the application.
- Each location will be individually approved by both the municipality and the province.
- The licence fee will be $25 per box of tickets.
- The Ministry reserves the right to deny the sale of tickets from specific locations for future applications.

- Only one group per location may be authorized.

SPECIAL TERMS AND CONDITIONS

As well as the normal terms and conditions applicable to the conduct of Nevada Ticket lotteries, the following additional, or amended terms and conditions apply:

- The applicant organization must designate at least one bona fide member to be primarily responsible for and coordinate the administration of the licence. This person must be outlined on the application form and will be the contact person for the licensing authority.

- The lottery must be primarily administered from one central location. The member in charge will be responsible for ordering tickets, distributing them to the sales locations, tracking tickets and proceeds from each sales location and administering the designated trust account.

- Maximum administrative expenses incurred in the management and conduct of the Nevada Ticket lottery cannot exceed $25 per box. Allowable administrative expenses are limited to postage and courier costs, transportation costs for distribution and reconciliation of tickets, bank charges, bookkeeping supplies and audit fees.

- An audited financial statement, prepared by a certified accountant must be submitted for each licence issued and will form part of the requisite financial report for the licence.

- All third party sales locations must be licensed under the Gaming Services Act.

- A stipulated maximum will be allowed for the payment of sales commissions. Payment of rent is prohibited.

- Where sales take place from third parties, the licensed third party will pay the charity the gross profit for each box minus the sales commission at the time the tickets are delivered to the third party location. Any shortages or overages are therefore the responsibility of the third party location.

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ENTERTAINMENT STANDARDS BRANCH LOTTERIES SECTION POLICY MANUAL	DATE	SECTION
	06/02/90	7.2.1

CHAPTER	7	LICENSING POLICIES
SECTION	2	BINGO
SUBSECTION	1	GENERAL

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FOR DISCUSSION PURPOSES ONLY

REGULAR BINGO

Applications received from qualifying charitable and religious organization to conduct bingo events, at both the provincial and municipal level, are assessed bearing in mind the following criteria:

In order to ensure wide access to bingo fundraising opportunities, the following event restrictions have been established for regular bingo events

- A licence for regular bingo events shall be limited to 52 events per calendar year
- There must be at least 18 hours between each event conducted by a particular organization
- An organization may conduct bingo from only one location, which should preferably be in the applicant's home base municipality
- The maximum number of bingo events which can be held at any one location cannot exceed 3 per calendar day
- Only one licence per location per time period can be issued

In order to ensure the integrity of the bingo and to protect the patrons, the following restrictions have been established for game schedules and prize boards:

- Games where players may determine or pick the numbers on their game cards, commonly known as 'pick a bingo' or 'do it yourself' bingo are not allowed.
- Games commonly known as 'King and Queen', where a wild number or any number that is not called by random selection are not allowed.

2.

FINANCE AND ADMINISTRATION COMMITTEE

THURSDAY, 1992 MARCH 26

CONSENT AGENDA

A. ADOPTION OF THE MINUTES

Regular meeting 1992 March 5th.

B. CITY CLERK

(i) Use of second floor foyer - Multiple Sclerosis Society of Canada.

(ii) Display of civic emblem and scroll - Scroll of Friendship - Preston, England.

(iii) Use of City Hall Meeting Room - Justice for Women Coalition.

(iv) Use of City Hall Forecourt - Hamilton and District Labour Council - Day of Mourning Ceremony.

(v) Use of City Hall Forecourt - Baha'i Community of Hamilton - Proclamation ceremony and open air concert.

(vi) Display of poster - Fly the Flag for Canada Citizens Committee.

(vii) Fly the Flag - Tourette Syndrome Awareness Month.

(viii) Use of City Hall facilities - National Access Awareness Week.

C. LICENCING COMMITTEE

Taxi Priority List Annual Renewal.

D. MANAGER OF PURCHASING

(i) Supply and delivery of plastic rink boards and tempered glass with supports.

(ii) Supply and delivery of electric light bulbs, Purchasing Stores during 1992.

E. **COMMISSIONER OF HUMAN RESOURCES**

Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton.

F. **DIRECTOR OF PROPERTY**

Renewal of lease - Use of four (4) parking spaces at the King-Jarvis Parking Lot by "It's All Greek to Me".

G. **ACTING CITY TREASURER**

Requested Report - Possibility of the City implementing a temporary Business Tax for Transient Traders.

A.

Thursday, 1992 March 5
9:30 o'clock a.m.
Room 233, City Hall

The Finance and Administration Committee met.

There were present: Alderman D. Ross, Chairperson
Alderman B. Charters, Vice-Chairperson
Mayor R. Morrow
Alderman D. Agostino
Alderman T. Anderson
Alderman G. Copps
Alderman D. Drury
Alderman T. Cooke
Alderman V. Agro

Also present: Alderman M. Kiss
J. Pavelka, Acting Chief Administrative Officer
J. Johnston, Commissioner of Human Resources
R. Sugden, Director of Culture and Recreation Department
D. Vyce, Director of Property
R. Hammel, Acting Treasurer
R. Swan, Property Department
K. Rielly, Director, Hamilton Board of Education
B. Stuart, Hamilton Board of Education
B. Sinclair, Hamilton Board of Education
B. Orlando, Hamilton Board of Education
C. Coutts, City Clerk's Department
J. Thompson, Secretary

In the absence of Alderman Don Ross, Chairperson, Alderman Bob Charters, Vice-Chairperson assumed the Chair.

AGENDA

1. DELEGATION

Mr. Keith Rielly, Director, Hamilton Board of Education - Caretaking Services, Various Recreation Centres during 1992-1994.

The Committee was in receipt of a report dated 1992 February 14, from the Manager of Purchasing respecting the Caretaking Services at Various Recreation Centres during 1992-1994. This report was tabled at the last meeting to give representatives of the Hamilton Board of Education an opportunity to appear before the Committee to express their concerns, if any, with respect to this report.

Mr. Keith Rielly, Mr. Bob Stuart, Mr. Bruce Sinclair and Mr. Bob Orlando of the Hamilton Board of Education appeared before the Committee with respect to this matter.

The Committee was informed that if the recommendation as submitted is approved, that 38 employees of the Hamilton Board of Education would be affected and that 14 permanent employees would be laid off.

Alderman Cooke suggested that this matter be referred back to staff to see how we can best reduce the cost to the City with respect to providing Caretaking Services at the various Recreation Centres in the City of Hamilton, and also to determine if it is within the City's legal ability to carry out the recommendation as presented.

Considerable discussion ensued and the Committee approved the following recommendation:

> That the report of the Manager of Purchasing dated 1992 February 14, be referred back to staff with instructions that the Acting Chief Administrative Officer make the necessary arrangements for Senior staff of the Hamilton Board of Education to meet with the City's Senior staff to discuss and work out a satisfactory cost efficient solution for the City in this matter.

2. CONSENT AGENDA

A. ADOPTION OF MINUTES

The minutes of the meeting of the Finance and Administration Committee held 1992 February 20 were adopted as circulated.

B. MANAGER OF PURCHASING

Supply and Delivery of Janitorial Paper Products during 1992, Purchasing Stores.

The Committee was in receipt of a report dated 1992 February 24, from the Manager of Purchasing respecting the above-noted matter.

The Committee approved the following recommendation:

> That a purchase order be issued to Lilo Products, Hamilton, being the lowest evaluated bid based on post-consumer waste content of eleven tenders received, for the supply and delivery of janitorial paper during 1992, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that this expenditure be financed from Purchasing Stores Inventory Account No. 56103 28999, as follows:

Singlefold towels	$17.44 case
Multifold towels	14.05 case
Interfold tissue	46.57
Toilet tissue	16.75
10" Roll white paper	22.54

G.S.T. at 7% and P.S.T. at 8% extra to above prices.

C. CITY CLERK

(i) **Red Cross Month - Request to fly flag and use City Facilities for Display.**

The Committee was in receipt of a report dated 1992 February 27 from the City Clerk, respecting the above-noted matter.

The Committee approved the following recommendation:

> That permission be granted to The Canadian Red Cross Society as follows:
>
> (a) To fly the Canadian Red Cross Society flag at City Hall throughout the month of March, 1992 during Red Cross month.
>
> (b) To place a display at the west end of the second floor foyer at City Hall from Tuesday, 1992 February 25 - Tuesday, 1992 March 31, to promote the Red Cross services/programmes to the Hamilton community.

(c) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

(ii) **Resolution from City of Waterloo re: Workshop on Continuous Improvement and the 1992 Provincial Budget.**

The Committee was in receipt of a memorandum dated 1992 February 20 from the City Clerk, respecting a copy of a resolution from the City of Waterloo regarding a workshop focusing on issues relating to Continuous Improvement and the 1992 Provincial Budget, which City Council at its meeting held 1992 February 11, referred to the Finance and Administration Committee. This information was received as circulated.

3. DIRECTOR OF INFORMATION SYSTEMS

Centrex (Bell Canada) Telephone Services - Joint Use with the Region of Hamilton-Wentworth.

The Committee was in receipt of a report dated 1992 February 20, from the Director of Information Systems respecting the above-noted matter.

Alderman Agostino questioned why the City is renewing the contract for a 5 year period and Mr. Pavelka, Acting Chief Administrative Officer, advised Committee members that he will provide this information before this matter is dealt with by City Council on 1992 March 10.

Patrice Noé Johnson, City Solicitor, advised Committee members that given that Council is approving a contract that will continue beyond the term of the present Council, that the recommendation should be amended to indicate that approval of the Ontario Municipal Board is required.

After some discussion, the Committee approved the following recommendation as amended:

(a) That the City of Hamilton advise the Region of Hamilton-Wentworth that the City wishes to continue the joint-use of Bell Canada's Centrex Telephone services for the 60 month period beginning 1992 March 31, subject to Ontario Municipal Board approval.

(b) That the Director of Information Systems be authorized and directed to execute equipment schedules to the Master Centrex Telephone Agreement on behalf of the City, as approved by Council, provided the following conditions have been satisfied:

(i) that the schedule be in a form satisfactory to the City Solicitor;

(ii) that the requisite expenditure is contained in an approved Budget and is within the Council's adopted purchasing policy; and,

(iii) that a copy of the Master Agreement, as executed by the Region and Bell Canada is on file with the City Clerk.

At that moment in the meeting, Alderman Ross, Chairperson, assumed the Chair.

(c) CITY OF OSHAWA

"WHEREAS on 1991 December 18, General Motors Corporation announced that a major restructuring of the Corporation is underway;

AND WHEREAS General Motors Corporation in Oshawa employs approximately 19,000 area residents directly in their operations;

AND WHEREAS the automobile manufacturing and related industries employ approximately 150,000 people across Canada accounting for approximately one-half of Canada's manufacturing Gross Domestic Product and 6 to 8 percent of Canada's total economic output;

AND WHEREAS the restructuring of any General Motors' facilities in Oshawa would have profound economic consequences across the country;

BE IT RESOLVED that City Council request that the area Members of Parliament and members of Provincial Parliament initiate quick and decisive actions within their areas of jurisdiction in order to improve the business environment so as to ensure the continued viability of General Motors Corporation in Oshawa specifically and in Canada generally;

AND FURTHER that a copy of this resolution be forwarded to the area Members of Parliament and Members of Provincial Parliament;

AND FURTHER that a copy of this resolution be forwarded to selected municipalities across Ontario requesting them to pursue their local Members of Parliament and Members of Provincial Parliament to initiate actions by the Provincial and Federal Governments to ensure the continued viability of General Motors in Oshawa, specifically and in Canada, generally."

(d) REGIONAL MUNICIPALITY OF NIAGARA

"That Regional Council of Niagara endorse and submit to the Minister of Labour, the Brief entitled "The Regional Municipality of Niagara's Response to the Minister of Labour on Proposed Reform of the Ontario Labour Relations Act"; and,

That the Minister of Labour be advised that the proposed reform of the Ontario Labour Relations Act does not address nor reflect the labour relations environment of local government in Ontario, and if adopted, could have detrimental effects on labour relations in local government; and,

That a Task Force be immediately established to address difficulties that municipalities have with outdated arbitration laws under the Fire, Police and Hospital Labour Acts; and,

That this resolution and Brief by the Regional Municipality of Niagara be circulated to the local members of Provincial Parliament, local area municipalities, and municipalities in Ontario with a population in excess of 100,000 for support."

7. **ACTING TREASURER**

Replacement of Mobile Equipment in 1992.

The Committee was in receipt of a report dated 1992 March 2, from the Acting Treasurer, respecting the above-noted matter.

Mayor Morrow brought to the Committee's attention that Schedule "D", Page 2, Vehicle No. 1395 should be eliminated from the report.

Mr. J. Pavelka, Acting Chief Administrative Officer, advised Committee members that this matter is presently being addressed by the Management Team, and suggested that this matter be tabled.

After considerable discussion, the Committee approved the following recommendation:

> That the report of the Acting Treasurer dated 1992 March 2, respecting replacement of Mobile Equipment in 1992, be tabled for a period of one year in order to benefit from the City collecting interest on the Reserve Funds.

The Acting Treasurer was also requested to provide an update on vehicle fleet leasing and the possibility of pursuing this financial option. The Secretary was directed to place this matter on the Outstanding Items List.

8. **PRIVATE AND CONFIDENTIAL AGENDA**

AA. **CITY SOLICITOR**

(i) **Settlement of Claim - City of Hamilton - ats - Simpson, Ontario Court (General Division).**

The Committee was in receipt of a Private and Confidential Report dated 1992 February 28, from the City Solicitor respecting the above-noted matter.

The Committee approved the following recommendation:

> That the Corporation of the City of Hamilton accept the Plaintiffs' Offer to Settle dated 1992 February 19, in Ontario Court (General Division) Action No. 6905/87 by paying the following amounts:

(a)	Damages including special and general damages plus pre-judgment interest	$ 7,801.
(b)	Part of Plaintiffs legal costs	$ 1,500.
(c)	One half of the Plaintiffs disbursements	$ 1,935.
(d)	20% of the O.H.I.P. claim	$ 1,264.
	TOTAL	$12,500.

(ii) Settlement of Costs - Expropriation of 10 and 14 Market Square.

The Committee was in receipt of a Private and Confidential Report dated 1992 February 24, from the City Solicitor respecting the above-noted matter.

The Committee approved the following recommendation:

> That the City remit the sum of $44,000. to Leo Barnett, in full settlement of the costs and disbursements arising out of the expropriation of 10-14 Market Square.

9. OTHER BUSINESS

(a) Request from Fly the Flag for Canada - Use of City Crest

Alderman Copps suggested that the Committee deal with the request of the Fly the Flag for Canada Committee to display the City Crest on its promotional poster and the Committee approved the following recommendation:

> That the request of the Fly the Flag for Canada Committee to display the City of Hamilton Crest on a promotional poster for distribution and display nationwide, free of charge, be approved.

(b) Insurance Portfolio of the City of Hamilton

Alderman Drury brought to the Committee's attention his concerns that the City's Insurance Contracts are not tendered out. After some discussion, the Acting Treasurer was requested to report back at the next meeting with details on the tendering of the City's Insurance Portfolio. Mr. Pavelka agreed to follow up on this matter.

(c) Regulation of Sale of Glue

Alderman Drury also brought to the Committee's attention that he would like some action taken on the sale of glue in the City of Hamilton, as a number of vendors in his Ward particularly are selling glue to minors. At the request of Alderman Drury, the City Solicitor was directed to carry out the necessary research to determine any power by the Municipality to directly control the sale of glue to minors, or the Shops which sell such substances as a means of limiting illicit use. It was also suggested for example that the Licencing Provisions of the Municipal Act be examined to determine if the Municipality has the power to pass a By-law restricting and controlling sales of glue. The City Solicitor was directed to prepare a full report on the above addressing the possible ways and means of addressing the problems of glue abuse by minors.

(d) Performance Excellence Program - Meeting with Local Unions

Alderman Drury also brought to the Committee's attention that all members of Council received a letter dated 1992 March 3, from the 5 Presidents of the Local Unions regarding the Performance Excellence Program. Some discussion ensued on inviting the 5 Presidents of the Local Unions to a Finance and Administration Committee meeting to address their concerns with respect to this Program. After considerable discussion, Mr. Johnston, Commissioner of Human Resources Centre, agreed to convene a meeting with all Union Presidents, and will invite all members of the Finance and Administration Committee to attend.

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN DON ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Charlene J. Coutts, Legislative Assistant
City Clerk's Department
1992 March 5

B(i)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 17

MAR 18 1992

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: Multiple Sclerosis Society of Canada Display

RECOMMENDATION:

(a) That permission be granted to the Multiple Sclerosis Society of Canada, Hamilton and District Chapter, to use the Second Floor Foyer, west end, for a display from 1992 May 1 - 14 to promote the Multiple Sclerosis Campaign during National Carnation Month.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Debbie Geroux, City Clerk's Office
Information Desk
File

B(ii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 6

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: SCROLL OF FRIENDSHIP - PRESTON ENGLAND

RECOMMENDATION:

That approval be given to the action taken by the City Clerk in authorizing the Mayor and Members of Council of Preston England and Rotary International to display the Civic Emblem and Scroll on the second floor of City Hall from 1992 March 9 to March 17 in order that ex-Prestonians may add their signature.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Debbie Geroux, City Clerk's Office
Information Desk
File

B(iii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 6

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: USE OF CITY HALL MEETING ROOM

RECOMMENDATION:

(a) That permission be granted to the Justice for Women Coalition to use City Hall Meeting Room 264 on Wednesday 1992 May 6 from 7:30 to 10:00 p.m.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Debbie Geroux, City Clerk's Office
Information Desk
File

B(iv)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 6

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: HAMILTON AND DISTRICT LABOUR COUNCIL
DAY OF MOURNING CEREMONY

RECOMMENDATION:

(a) That permission be granted to the Hamilton and District Labour Council CLC to use the City Hall Forecourt (corner of Bay and Main Streets) on Tuesday 1992 April 28 at 11:00 a.m. for a ceremony to commemorate the Day of Mourning.

(b) That the City Clerk be granted the authority to approve of a similar request in future years, provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in Account CH55222-10034 - use of City facilities and equipment by outside groups for the provision of a sound system in the approximate amount of $220.00.

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Debbie Geroux, City Clerk's Office
Information Desk
File

B(v)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 6

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: USE OF FORECOURT - BAHA'i COMMUNITY HAMILTON

RECOMMENDATION:

(a) That the Baha'i Community of Hamilton be granted permission to use the City Hall Forecourt for a Proclamation Ceremony and open air concert to celebrate the opening of "Holy Year" from 1:00 p.m. to 5:00 p.m. on Tuesday 1992 April 21.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Debbie Geroux, City Clerk's Office
Information Desk
File

B(vi)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 6

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: FLY THE FLAG FOR CANADA CITIZENS COMMITTEE

RECOMMENDATION:

(a) That permission be granted to the Fly the Flag for Canada Citizens Committee to display a poster in the First Floor Foyer to promote the Fly the Flag for Canada campaign.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Debbie Geroux, City Clerk's Office
Information Desk
File

CITY OF HAMILTON

- RECOMMENDATION -

B (vii)

DATE: 1992 March 11

MAR 12 1992

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J.J. Schatz
City Clerk

SUBJECT: **Tourette Syndrome Awareness Month**

RECOMMENDATION:

a) That permission be granted to the Tourette Syndrome Foundation of Canada (Hamilton Support Group) to fly the Tourette Syndrome Awareness flag from 1992 June 01 - 30 in recognition of Tourette Syndrome Awareness month.

b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

cc: Mayor's Office

Rob Swan, Manager, Property Maintenance Division

File

B (viii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 11

MAR 1 2 1992

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

FROM: J.J. Schatz
City Clerk

SUBJECT: **Hamilton-Wentworth Access Awareness Week**

RECOMMENDATION:

a) That the Transportation Committee for Hamilton-Wentworth Access Awareness Week be granted permission to use the following City Hall facilities during National Access Awareness Week:

   i) to use the east end, second floor at City Hall for a display from 1992 June 01 - 05.

   ii) to use the City Hall forecourt for a vehicle and equipment display from 8:00 a.m. - 5:00 p.m. on 1992 June 01.

b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
City Clerk's Office
Information Desk
File

C.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 13

MAR 1 3 1992

REPORT TO: Susan K. Reeder
Secretary, Finance and Administration Committee

FROM: Stella Glover
Secretary, City of Hamilton Licensing Committee

SUBJECT: Taxicab Priority List Annual Renewal

RECOMMENDATION:

a) That the attached list of 316 names of individuals who have renewed their names on the Taxicab Priority List, in accordance with By-law 89-249, be received for information and the list forwarded to City Council for their information.

Stella Glover

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

At their meeting of 1992 March 11 the City of Hamilton Licensing Committee approved the attached Taxicab Priority List and made the foregoing recommendation.

On August 23, 1991, a Reminder Notice was sent by ordinary mail to 296 persons on the Taxicab Priority List (368 (1990) - 72 = 296); the remaining 72 persons had paid the $53.00 fee to renew their names on the Priority List between January 1, 1991 and August 23, 1991.

2 ...

In addition to the sending of the Reminder Notices, similar Notices were posted at the three Taxi Brokerages and Taxicab Inspection Office.

As a result of the sending of the Reminder Notice on August 23, 1991 and the posting of Notices, a total of 242 persons renewed their names on the list with the payment of $53.00 In total, 314 persons paid $53.00 to renew their name on the Priority List.

The Licensing Committee at its meetings held January 15, 1992 and February 12, 1992 granted the appeals of Frederick Neale and Michelle Gilmour respectively to have their names restored to the list. In doing so, the number of names on the current Taxicab Priority List total 316.

The list may change as the Committee deals with Taxicab Priority List appeals.

cc: Alderman T. Cooke, Chairperson
City of Hamilton Licensing Committee

Steven Dembe, Licence Division Manager

File

CITY OF HAMILTON
TAXICAB PRIORITY LIST

NOTE: Plate issuances are NOT automatic for any reason. All applications are considered within the terms and conditions contained in relevant by-laws as enacted by Hamilton City Council.

All addresses without the name of a City/Town are located within the City of Hamilton.

EFFECTIVE: JULY 25, 1989 - City Council
REVISED: Mar. 11, 1992 - Licensing Committee

APPLICATION DATE YR/MO/DAY	NAME	ADDRESS	PHONE NUMBER
69.4.21	Vivian Philips	700 Upper Kenilworth #1011	387-4680
71.11.17 (Medical deferment - March 12, 1987)	Heinz Kruger	155 Park Street St. #1007	525-4813
73.5.11	Lou Parco	751 Auburn Cr. Burlington	637-1402
75.8.18	Simon Hishmeh	74 Garden Crescent	389-0397
75.9.15	Hassan Agha	35 Fennell Avenue West	387-4058
77.6.6	Chris P. Mullally	295 Rosedale Avenue	545-9036
78.1.25	Barbara Jean O'Neill	R. R. #2 Nanticoke, Ont.	776-2310
78.2.1	Marilyn Majoros	501-99 Herkimer Street	528-8607
78.2.13	Paul Hathaway	136 Gage Avenue South	547-8889
78.2.13	Charles M. Huckson	78 Argyle Street	545-5182
78.2.15	John Donald	270 Kensington Avenue North	545-6230
78.2.15	Theresa Donald	270 Kensington Avenue North	545-6230
78.2.15	Roman Jankevicius	148 Moxley Crt	383-3177
78.2.16	Cecil Snow	25 Carene Avenue	561-6789
78.2.23	Robert Offen	1165 Fennell Ave. E. #505	383-6127
78.3.7	George Kepenyes	50 Governor's Road #901, Dundas	628-4939

78.4.3	Hans Wienhold	517 Stone Church Road West	387-6296
78.4.17	Khalil Zourob	404 Upper Ottawa Street	575-1232
78.7.24	Ishar Singh Thiara	2055 Deer Run Avenue Burlington	335-4375
78.12.5	William T. Winship	262 Tragina Avenue North	545-1522
79.1.2	George J. Racik	195 Wellington St. S. #301	525-8934
79.3.30	Joseph Kubina	13 Warwick Road, Stoney Creek	664-4282
79.4.3	Peter C. Eldridge	136 Bay Street S. #607	525-9576
79.5.8	Mohamed Qubaia	2358 King Street East	547-6021
79.5.9	Muriel Truelove	31 Fern Place	383-5922
79.5.9	John Driscoll	9113 Twenty Road, Mount Hope	679-6089
79.5.9	Ken Muschik	375 Melvin Avenue #3	547-5970
79.5.9	John Pope	566 King Street East	529-1034
79.5.9	Gordon Simigian	59 Earl Street	544-5850
79.5.9	Gary A. Vere	99 Herkimer Street, #304	523-1310
79.5.9	Richard M. Stolman	P.O.Box 89072 Westdale Postal Outlet, Hamilton L8S 4R5	522-0080
79.5.10	Gerald J. McRoberts	66 Greendale Unit 15	385-3643
79.5.10	Garry C. Gardiner	644 Main Street West #1018	523-6106
79.5.10	Petros Iliou	130 Chilton Drive Stoney Creek	561-8336
79.5.10	Steve Iliou	78 Garden Crescent	575-5986
79.5.10	Norman L. Domenico	107 Belmont Ave.	549-1385
79.5.10	John F. Harvie	191 Main Street West, #1606	526-7114
79.5.11	Norman G. Chatten	536 James Street North	529-4984
79.5.11	June Luke	110 San Remo Drive	387-0350
79.5.11	Donald Fraser	170 Prospect Street South	544-8791

79.5.14	Judith Offen	1165 Fennell Ave E. #505	383-6127
79.5.15	Daniel Gagnon	459 Knightbridge Cr. Ancaster	648-0689
79.5.16	Sydney Sinclair	23 Spring Street #39	529-5024
79.5.17	Edward J. Halloran	111 South Bend E.	385-9110
79.5.18	Frank Marzanek	282 West 2nd Street	389-5813
79.5.18	Walid Chafic	1420 Garth Street, #39	388-0402
79.5.18	Leopauld G. Beauchamp	175 West Avenue North	525-9348
79.5.22	Yair Ziser	39 Yarmouth Court	527-1600
79.5.23	Hannibal Rizzuto	33 Nellida Cr R R #1 Ancaster	383-3206
79.5.28	Malcolm R. Moore	113 Highway #8, Dundas	647-2070
79.5.28	Colin O'Rourke	75 Wendover Drive #111	
79.5.28	William D. Cranston	493 Mohawk Road West	574-2489
79.6.1	Thomas G. Brown	9 Lamoreaux Street #70	522-0927
79.6.4	Rudy Amoroso	13 Whitfild Avenue	
79.6.4	Lynne B. Clay	633 Upper James #210	383-1943
79.6.6	Leonard Willetts	159 Prospect St. S., #101	544-8502
79.6.26	Gerald J. Tremblay	377 Charlton Avenue West	525-7142
79.6.26	Raymond Picken	151 Stinson Street #7	52424379
79.6.27	Alex S. Makai Jr.	1 Rowanwood Street	
79.6.28	Earl J. Shaidle	120 Strathcona Ave. N #319	523-0041
79.6.29	Earl Grasley	1964 Main St. W. H1403	526-8245
79.7.5	Stan Krok	75 Queen Street North, #1903	522-8877
79.7.12	Wainwright Cruickshank	56 Yorkdale Cr. Stoney Creek	578-7930
79.7.13	Gordon Cumming	9 Stroud Road	
79.8.15	Adnan Shedhadeh	44 Queen Street North, #611	528-6440

79.8.24	Susan D. Jackson	61 Norman Street	545-7645
79.9.11	Sharon Bellamy	350 Britannia Avenue	547-0283
79.10.1	Daniel L. Bernier	35 Beechwood Avenue	549-0234
79.10.5	Lorraine Mooney	26 Gerrick Court	389-8430
79.10.30	William J. Perkins	50 Strawberry Drive	578-4002
79.11.9	Larry Roberge	487 Knightsbridge Ct Ancaster, Ontario	648-2183
79.11.14	Roger Francoeur	15 Isidore Pl. Stoney Creek	578-5872
79.11.19	Michael McLoughlin	819 Lee Ct. Burlington	637-5265
79.12.6	Peter Obratoski	5 Empire Court	560-0635
79.12.17	Zuhair Shihadeh	11 Kendale Ct. #207	574-3864
79.12.18	Dan Bissett	8 Tuer Avenue, Grimsby	945-0131
80.1.14	Antal Takacs	240 Mohawk Road East #603	385-0603
80.2.11	J. Michael Grant	2189 King St. E., B1	547-3599
80.2.12	Leonard Allan Siemko	63 Bay St. W. Unit #18 Box 249, Clarksburg, Ont.	(705)444-1747
80.2.12	Marc Stuart Hathaway	14 Twilight Court	560-7135
80.2.14	Yoginder K. Sharma	217 MacIntosh Dr. Stoney Creek	664-1963
80.2.27	Adelia Balice	326 Darlington Court	388-7674
80.2.28	Cosimo Balice	326 Darlington Court	388-7674
80.3.26	Paul Voloudakis	339 East 19th Street	383-7757
80.4.10	James O'Neill	185 East 31st Street	388-2968
80.7.14	Anthony Paul DiCiccio	834 Mohawk Road West	389-7451
80.7.29	Inam-Ur-Rehman	15 Nicklaus Drive, #801	578-7253
80.10.6	Joginder S. Sanghera	3314 Hannibal Rd., Burlington	336-5039
80.10.6	Gurdip S. Soor	85 Brant Haven Drive	560-3690

80.10.29	Donald K. Smith	265 Melvin Avenue #411	549-4899
80.12.5	Mohammad Ahmed	177 Templemead Drive	387-2493
80.12.18	William T. Stokoe	93 East 38th Street	575-1230
80.12.22	Kalous Kaloustian	121 Hunter Street West #610	522-7373
80.12.23	Robert Koczerzat	35 Melrose Avenue N.	unknown
80.12.24	Solomon Marcellin	56 Algonquin Ct.	387-2693
81.1.7	Randall G. Cruden	157 Ranwood Ct	575-7121
81.1.20	Michele A. Gilmour	21 Lorne Avenue	
81.2.2	Ernest F. Pickrell	160 Market Street #1607	521-5742
81.2.18	Donald S. McCaskie	127 Rosslyn Avenue N. #1	
81.4.8	Nathan Anderson	144 Albion Falls Blvd.	388-1743
81.4.22	John Weiss	8 Brae Crest, Stoney Creek	664-4878
81.4.30	Shirley Hathaway	14 Twilight Court	
81.8.6	Daniel Veltri	413 Britannia Avenue	549-2548
81.10.26	Stephen Jones	85 Halam Avenue	838-9050
81.10.30	Ronald Mladenich	520 Roxborough Avenue	545-8566
81.11.24	Wayne Stewart McGregor	241 Edgemont South	547-0480
81.12.14	Elaine Suggett	R R #6 Simcoe, Ontario	428-1870
81.12.16	George Truelove	31 Fern Place	383-5922
81.12.18	Larry E. Fitzpatrick Sr.	418 Paling Avenue	549-5991
82.1.13	Donald Horrocks	858 Upper James Street P O Box 20256, Hamilton	574-1617
82.1.18	Richard Urban	232 Gibson Avenue	545-3970
82.1.27	Henry G. Hoeck	18 Sims Lock Road R.R. #1, Caledonia	765-4097
82.1.28	John Francis Mooney	26 Gerrick Court	389-8430
82.1.28	Anthony Rizzuto	8 Chateau Court	388-3310

82.2.1	Philip Dales	195 Wellington St. S. #143	525-6097
82.2.3	William Earle	275 Wexford Avenue South	544-2613
82.2.8	Drago Basic	1224 Wilson Street	523-0120
82.2.10	Alecia Davis	858 Upper James St. P O Box 20256, Hamilton	574-1617
82.2.26	John C. MacDonald	89 Balmoral Avenue North	544-8554
82.3.18	Theodors Toma	23 Quincy Court	385-9664
82.3.29	Philip Sarkis	141 Fusilier Drive	387-4172
82.4.5	Putrus Isak	2020 Cliff Rd. #420 Mississauga, Ontario	524-1465
82.4.14	Jogindar Singh Dhaliwal	563 Queen Victoria Drive	385-7625
82.6.8	Keith Johnson	P.O. Box 65547, Dundas	524-1968
82.6.10	Donna Bourke	81 Sparton Ave. Stoney Creek	664-7310
82.6.24	William Khammo	51 Markham Crescent	561-0195
82.6.24	Andrea Rochelle Rosart	70 Falkirk Drive	383-0168
82.6.30	Paul Robertson	500 Greens Road, #917 Stoney Creek	662-6841
82.7.6	Pat Rostron	100 Main St. E. #3608	523-5095
82.7.6	Randy Rostron	100 Main St. E. #3608	523-5095
82.7.13	Robert F. Allan	PO Box 3624, Stn C L8H 7H9	
82.7.21	Thomas F. Sebisty	1266 Fennell Avenue East #405	575-0974
82.7.21	Pierre Richard	227 Catharine St. N.	525-0582
82.8.9	Frederick R. Neale	201 Rosslyn Avenue North	549-0326
82.8.31	Valerie Visheau	14 Wedgewood Avenue	573-6343
82.9.16	Ross Cole	9 Longwood Road South, #202	
82.9.21	Dale Kirkpatrick	162 Tragina Avenue North	544-2265
82.10.8	Richard Sindall	569 Timber Lane, Burlington	637-2603

82.10.18	Harbans Singh Kalsi	395 Upper Horning Road	383-2296
82.11.1	Mark Granby	35 East 23rd Street	
82.11.8	Uffe Mortensen	257 Cope Street	544-2450
82.11.8	William G. Romans	5880 Walkers Road, Mount Hope	679-6689
82.12.1	Sam Veltri	159 Barnesdale Avenue North	544-4241
82.12.17	Elizabeth Jane Milligan	160 Garside Avenue North	549-3900
82.12.17	Tessie Mary Manson	624 Stone Church Rd E	574-3665
82.12.23	Ahmad Malik	1001 Main Street West #822	524-2784
83.1.4	Glen Bridges	21 Garvey Crescent	561-3755
83.1.21	Gurdial S. Kapur	32 Pheasant Place	388-6046
83.2.21	Ronald Geer	85 Barlake Avenue #905	561-7929
83.4.27	Basil W. Scime	123 Rosedene Avenue	387-4769
83.5.18	Devinder Bains	2068 Headon Forest Dr Burlington	336-5983
83.6.9	Sandra Fukumoto	180 Lavender Drive	648-8943
83.7.4	Dane Hathaway	19 Bixby Crescent	
83.8.10	William J. Exley	103 Emerald St. S. #601	528-7119
83.8.15	Madan Lal Arora	38 Regis Ct, Stoney Creek	
83.9.1	William A. Gravelle	17 Holly Avenue	547-9640
83.9.19	Brenda Roberge	487 Knightsbridge Cr Ancaster, Ontario	648-2183
83.10.25	Mohinder Singh Lamba	111 Highland Rd West Group c, Box 46, Stoney Creek	578-9468
83.12.29	Selewa Y. Younathan	61 Dragoon Dr.	575-7616
84.1.26	Lee Micheal Vidovich	489 Old Dundas Rd. Ancaster	648-8411
84.1.31	Richard VanKleef	135 Stewartdale Avenue	522-0748
84.2.17	Duncan Cooper	285 King St. W. #6	528-7315

84.5.18	Eduardo Cordero	355 Charlton Avenue West	528-3834
84.7.12	Rudolph A. Cizek	1115 Paramount Dr. #72 Stoney Creek, Ontario	578-3945
84.8.2	Jefferson Lee Singler	687 Penny Lane, Burlington	634-0928
84.10.1	Alan R. Kent Sr.	42 Collegiate Drive Stoney Creek, Ontario	662-6229
84.10.1	Alan R. Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Janice Parry Kent	67 Northridge Dr. Grp 1 Box 5, Smithville, Ontario	957-2507
84.10.1	Richard N. Madeleine	703 Rennie Street	547-3294
84.10.3	Collette Roberge	30 Atkins Drive	575-9777
84.10.10	Anthony P. Tartaglia	33 Nellida Cr. R R #1 Ancaster, Ontario	383-3206
84.10.10	Al Reichert	42 Limeridge Road East	388-9218
84.10.12	Wolfgang Blazejewski	45 Fennell Avenue E #205	388-1417
84.10.22	Anne Scime	123 Rosedene Avenue	387-4769
84.10.23	Robert J. Wilson	Box 1021, Hagersville	776-3431
84.10.24	Alphonso Franco	44 Glen Road, #1209	527-4692
84.10.29	Naomi Tasman Bell	88 Dundas Street West	689-2454
84.10.30	Paul R. Marshall	60 Birch Avenue	545-5388
84.10.31	Darryl Scott Friend	536 James Street North	529-4984
84.11.20	Bruce Griffith	219 Mohawk Road W	389-4711
84.11.29	Douglas G. Billings	261 Prospect Street South	549-9956
84.12.14	Kidane Gebre Zerezghi-Tewolde	63 Anson Avenue	575-4116
84.12.19	Michael Roth	117 Fairleigh Ave. S. #3	547-6024
84.12.19	Ben Kalika	8313 Twenty Road E	679-6326
84.12.28	Ronald W. Moroz	176 Balsam Avenue South	544-3940

84.12.31	Russell Rizzo	122 Melrose Ave. S. #14	547-5897
85.1.15	Richard Hazell	205 Grosvenor Avenue N.	544-1714
85.1.24	Sukhdev Singh Bhatti	631 Rexford Drive	389-4822
85.2.15	Clifford E. McNally	R.R. #2 Branchton, Ontario	659-7900
85.2.26	Mohammad Naeem Khan	4 Orphir Road	544-5837
85.3.18	Santokh Dhaliwal	265 MacIntosh Drive Stoney Creek, Ontario	664-7157
85.4.4	Naomi E. Brink	977 Mohawk Road East, #4G	389-9773
85.5.29	Delmer(Wayne)Robinson	55 Victoria Ave. South #602	527-1221
85.5.29	John Miller	168 Rodgers Road	545-8637
85.9.25	Michael J. Bernier	54 Melbourne Street	527-5442
85.12.16	William Pring	44 Glen Road, #705	528-5501
86.1.9	Richard D. Rutherford	1015 King St. E. B1	
86.1.16	Leonard Roberge	30 Atkins Drive	575-9777
86.1.31	Jack H. Yachouh	315 Queen Victoria Drive	388-7109
86.1.31	Karlis Valodze	78 Dundurn Street North	522-4754
86.2.6	Rudolf J. Weber	66 Afton Avenue	545-3567
86.5.8	Ian E. Morrice	171 Belmont Avenue	549-9075
86.7.2	Michael Geer	P.O. Box 3624, Stn C, Hamilton	664-2702
86.7.3	Denise Georgian	166 East 34th Street	575-4068
86.8.5	Shabir Ahmed	177 Templemead Drive	387-2493
86.8.12	Reginald Hackett	960 Stone Church Road East	575-0907
86.8.12	Victor M. Lankelis	430 Cannon St. E.	522-3539
86.8.27	Harmen Bontekoe	7 Imelda Court	383-4646 383-5615
86.9.5	Habte-ab Tecle-Mariam	631 Upper James Street #304	387-4641
86.10.2	Ibrahim Saddik	129 Adis Avenue	575-9156

86.10.20	Nirinder Jit Dhaliwal	33 Twin Oaks Dr.Stoney Creek	692-5589
86.10.23	Peter H. Robertson	33 Robinson Street #204	526-1624
86.12.10	John Fischer	191 Main Street W. #2206	523-6034
86.12.15	Jeff Sindall	300 Mohawk Rd E #57	389-3534
86.12.29	Anthony R. Rizzuto	8 Chateau Court	388-3310
86.12.29	Felita Anderer	440 Quigley Rd.	560-2716
86.12.29	J. Wayne Vanderham	1349 6th Concession Rd W R.R. #2 Branchton, Ont.	578-5225
86.12.29	Lance Vanderham	79 Janet Ct	578-3514
86.12.29	Shahid Butt	6 Elsa Ct	574-6547
86.12.30	Shakil Siddiqui	100 Quigley Road, U121	578-1230
87.1.2	Rob Hathaway	136 Gage Avenue South	547-8889
87.1.5	Basharat Butt	1020 Main Street West	521-0853
87.1.8	William Majoros	28 Elmore Drive	387-0840
87.1.9	Eric Shepherd	295 Sirente Drive	383-7950
87.1.20	Ken A. Watson	125 Meadowlark Drive	388-7015
87.1.21	Andre Cadieux	91 Glen Castle Drive	561-9843
87.1.26	Wayne Lepine	453 Upper Sherman Avenue	383-3878
87.2.10	Dirk J. Van Boort	99 Grosvenor Avenue North	545-3899
87.2.17	Fred Colville	229 Beach Road	549-4139
87.2.19	Gordon A. Greb	18 Lord Crt	573-7532
87.2.20	Jaswant S. Purewal	26 Cherryridge Close	561-4783
87.2.23	Edward Seeley	162 Tragina Avenue North	544-2265
87.2.26	Radmila R. Iliou	130 Chilton Dr, Stoney Creek	561-8336
87.3.6	Peter Kalika	8313 Twenty Road East	679-6326
87.3.18	Charles Manning	170 East 23rd Street	388-0579

87.4.21	John R. Kurpeikis	23 Myrtle Avenue	521-3064
87.5.1	Joseph Vanderheyden	6 Peacock Place	383-4202
87.5.7	Chris Griffith	219 Mohawk Road West	560-7711
87.5.16	Nabo Terika	40 Sherman Avenue North	544-4776
87.5.20	George Gluchowski	64 East Street, Winona	643-1974
87.5.29	Kenneth C. Reichert	42 Limeridge Road East	388-9218
87.5.29	Cindy F. Blackbarow	42 Limeridge Road East	388-9218
87.8.31	Alisa A. Bellamy	350 Britannia Avenue	547-0283
87.9.10	Dhaya E Yonathan	872 Upper Gage Avenue #201	575-0630
87.9.10	Laura Sindall Harris	300 Mohawk Road East #411	575-7998
87.10.8	Bonnie L. Roubos	P.O.Box 3624 Stn C, Hamilton	664-2702
87.10.27	John Scime	13 Beland Avenue South	545-0762
87.11.25	William P. McKenna	633 Upper James Street #110	389-4512
87.12.21	Joseph Varga	112 Barton Street West	529-3763
88.1.4	Berhane Asghedom	240 Mohawk Road East #605	575-1793
88.1.5	Frederick J. Muldoon	45 Cheever Street	
88.1.6	Mario Posteraro	91 Regent Avenue	575-9439
88.1.6	Joe Porco	102 Limeridge Road East	575-4151
88.1.13	Jagir Multani	29 Tuna Court	388-6167
88.1.14	Gurdeep Braich	287 Morgan Crt, Burlington	332-0030
88.1.18	Paul J. Shaver	700 Winston Road, Grimsby	643-4020
88.1.18	George Penfold	119 Rosedene Avenue	387-3876
88.1.18	Charan Bassi	32 Candor Cr., Stoney Creek	643-0093
88.1.20	Brenda Whittaker	111 Teal Avenue, Stoney Creek	662-3790
88.1.29	Mohammad Farooq	16 Fiona Crescent	575-0807
88.2.10	Michael J. Magee	P.O. 23, Millgrove, Ont.	689-7298

88.2.12	Harpal Singh Jauhal	9 Pinewoods Dr. Stoney Creek	560-0095
88.2.12	Rajinder Kaur	9 Pinewoods Dr. Stoney Creek	560-0095
88.2.12	James Whittaker	111 Teal Avenue, Stoney Creek	
88.2.15	Michael K. Bezuyen	26 Bluebird Avenue	389-2908
88.2.22	Raphael Kolenko	307 Shoreview Road Burlington, Ontario	634-2567
88.2.22	Al Arthurs	354 Lake St. Grimsby, Ont.	945-1177
88.2.26	Martha Ferguson	687 Ferguson Rd., Jerseyville	648-3687
88.2.26	Sam Sleiman	149 Ravenbury Drive	575-4804
88.3.8	Paul J. DiCasa	430 Cannon Street East	522-3539
88.3.28	Anthony Vaudin	98 Cheever Street	522-0751
88.3.31	Brian Cosgrove	56 Lochearne Street	524-2325
88.4.19	Rodger McEachern	151 Gateshead Cr. #43	662-1505
88.4.21	Robert Lyon	18 Allandale Street	548-9140
88.4.25	Audrey Johnson	36 Huxley Avenue North	545-5107
88.5.4	Pantelis Ilios	629 Upper Horning Road	575-7870
88.5.11	Farrukh Qureshi	128 Guildwood Drive	575-3840
88.6.8	Antonio Papalia	16 Railway Street	527-4835
88.6.24	Ijaz H. Syed	R.R. #2 Lowbanks	774-7761
88.8.7	Ronald Airth	63 Lilacside Drive	389-4133
88.9.6	Claudio Balice	326 Darlington Court	388-7674
88.9.19	Ghulam N. Butt	36 Birchcliffe Crescent	575-8124
88.9.27	Steve Rowe	53 Holmes Avenue	525-9069
88.10.17	Mohinder P.S. Dhillon	49 Valera Dr. Stoney Creek	643-6539
88.10.17	Baldev Dhillon	49 Valera Dr, Stoney Creek	

88.10.20	Michael G. Ford	107 Victoria Avenue South	529-0892
88.11.4	Robert Maschewski	158 Ironwood Crescent	385-9104
88.11.10	George Hutchinson	201 Stewartdale	547-3067
88.11.16	Sandra Hathaway	136 Gage Avenue South	547-8889
88.12.28	Robert Van Voorst	49 Valery Crt	383-5130
88.12.30	Sudhir Verma	114 Adis Avenue	575-0446
89.1.9	Robert Edwards	117 Rymal Road West	388-7390
89.1.10	Ronald VanKleef	121 Central Ave., Grimsby	945-0732
89.1.10	Robert Esselment	281 Cranbrook Drive	388-5552
89.1.11	Brent J. Dawson	281 Park St. S. #2	529-9578
89.1.13	Ray Maurice	72 Stone Church Rd. W. Box 20271 Stn F L9C 7M8	577-7244
89.1.24	Jerry Zaraski	30 Clinton Street	545-2359
89.1.30	Pamela Creek	103 Melbourne St. #1	524-1729
89.2.2	Wayne J. Sauchuk	150 Charlton Ave. E. #3206	572-6525
89.2.13	Larry P. E. Broadbent	56 Jameston Avenue	389-9062
89.4.5	Daniel Sullivan	76 Graham Avenue South	547-1449
89.4.10	Teresa Blanche	39 Albert Street	547-1082
89.4.24	Mary Button	210 Province Street North	544-7053
89.5.29	Ramez Khoury	103 Halam Avenue	574-8913
89.7.13	Josephine Rizzuto	8 Chateau Crt	388-3310
89.7.25	David A. Price	75 Strathearne Avenue	549-3058
89.7.26	Peter Rihbany	28 Barton Street East	524-1268
89.8.3	Dimitrios Alkabakopoulos	39 Larkspur Cr. Ancaster	648-0377
89.8.8	Elizabeth Elkan	Upper James R.P.O. Box 20094 L9C 7M5	522-3539
89.8.28	Theodore Stec	14 Callie Rd	383-5991

90.06.15	William Perks	38 Valery Court	388-8665
90.08.31	Gail Rizzuto	8 Chateau Court	388-3310
91.01.16	Jerry Chatelain	66 Wellington St. N.	545-5322
91.02.20	Ronald Roberge	487 Knightsbridge, Ancaster	648-2183
91.03.26	Edward C. Beatty	16 Berko Avenue	545-5322
91.04.17	Tokunbo(Dave)Ogunlade	310 East 36th Street	574-3149

D(i)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 13

REPORT TO: Mrs. Susan Reeder, Secretary
Finance and Administration Committee

MAR 13 1992

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF PLASTIC RINK BOARDS AND TEMPERED GLASS WITH SUPPORTS

RECOMMENDATION:
That a purchase order be issued to Crystaplex Arenas-Lair Plastics (Canada) Inc., Mississauga, in the amount of $50,097.28 including all taxes, to supply and deliver plastic rink boards and tempered glass with supports, being the lowest of three quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation and that this expenditure be financed through Operating Account No. CH56103 31330.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Quotation Analysis

Crystaplex Arenas-Lair Plastics (Canada) Inc., Mississauga	$50,097.28
Weston Glass & Aluminum Limited, Woodbridge	50,438.28
Centaur Products (Ontario) Inc., Orillia	55,448.97

Above prices include all taxes

D(ii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 9

MAR 1 0 1992

REPORT TO: Ms. Charlene Coutts, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: *SUPPLY AND DELIVERY OF ELECTRIC LIGHT BULBS, PURCHASING STORES DURING 1992*

RECOMMENDATION:
That purchase orders be issued for the supply and delivery of Electric Light Bulbs to Purchasing Stores as and when required during 1992, being the lowest of nine tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendors' tenders, as follows, and that this expenditure be financed through various Stock Inventory Accounts:

	Wesco, Hamilton	Nedco, Hamilton
In the amount of	$58,832.38	$51,168.39

D Bradley
T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND:
Nine (9) bids were received for 227 types of light bulbs included in this tender. Vendors selected for the lowest price for each item bid. Prices shown include all applicable taxes.

E.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 17

REPORT TO: Mr. J. D. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. John Johnston
Commissioner of Human Resources

MAR 19 1992

SUBJECT: Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton (C-021-092)

RECOMMENDATION:

That the attached listing of Appointments To and Terminations From Permanent positions with the Corporation to March 18, 1992 be approved.

J. Johnston

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

n/a

BACKGROUND:

Attached

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Don Danby	Foreman I (Districts)	Public Works	Retired	31 years, 8 months	31/03/92
Mr. Edward Matthews	City Treasurer	Treasury	Retired	19 years	31/03/92

Prepared 18/03/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Jim Allen	Equipment Repairman (T1C)	Culture & Recreation	Replacing Mr. B. Merritt - returned to former position	$23,125.44 to $24,945.96	
Mr. Edward Arnold	School Crossing Co-ordinator (M)	Traffic	Replacing Mr. M. White - promoted	$40,640.60 to $47,819.20	17/02/92
Ms. Rachel Barratt	Typist Clerk II (8-C)	Treasury	Returning to former position	$24,287.64 to $26,293.28	11/02/92
Ms. Karen Beato	Stenographer III (6-B)	Property	Replacing Ms. A. Guest - placed in Law Dept.	$23,936.64 to $25,940.20	02/03/92
Ms. Judy Berestecki	Parking Control Supervisor (N-2)	Traffic	Replacing Mr. R. Shakeshaft - lateral move	$37,794.64 to $44,568.68	10/02/92
Mr. Dominic Consoli	Property Control Officer (23-D)	Property	Replacing Mr. P. Waind - retired	$40,940.64 to $46,524.40	01/01/92
Mr. Rick Gadawski	Float Foreman III	Public Works	Replacing Mr. S. Weaver - promoted	$33,215.52 to $38,145.64	05/08/91

Prepared 18/03/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Kathryn Heatherington	Accounts Payable Clerk (11-D)	Public Works	Replacing Ms. M. Stewart - layoff	$27,687.40 to $30,721.60	03/09/92
Mr. John King	Signal Repairman II (18-C)	Traffic	Replacing Mr. J. Barrowcliffe - retired	$33,027.80 to $38,306.84	01/01/92
Mr. Michael Murphy	Truck Driver (Litter Containers) (D13-A)	Public Works	Replacing Mr. D. Mazzocato - transferred	$33,492.16	10/02/92
Mr. Frank Pauls	Fire Safety Officer (C7-A)	Fire	Replacing Mr. J. Winn - promoted	$53,105.63	01/03/92
Mr. James Rose	Parking Control Supervisor (N-2)	Traffic	Replacing Mr. J. Gubbins - lateral move	$37,794.64 to $44,568.68	10/02/92
Ms. Penny Ulbinas	Parks Operations Tech Assistant (213)	Public Works	New Position Due to reorganization - Council approved July 16, 1991	$44,424.64 to $50,482.68	25/02/92
Ms. Anita Guest	Counter-Clerk Typist (5-B)	Law	Replacing Ms. N. Barlos - transferred	$22,667.84 to $24,531.52	02/03/92

Approved 18/03/92

F.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 11

REPORT TO: J. D. Thompson, Secretary
Finance and Administration Committee

MAR 1 6 1992

FROM: D. W. Vyce
Director of Property

SUBJECT: **Use of Four (4) Parking Spaces at the King-Jarvis Parking Lot by "It's All Greek To Me"**

RECOMMENDATION:

a) That the City of Hamilton renew the Lease of four (4) parking spaces at the King-Jarvis Parking Lot by the "It's All Greek To Me" Restaurant (Margaret Tsangarakis) for the purpose of establishing an outdoor patio restaurant at a rental of $4,992.00 inclusive of realty taxes for a four (4) month period commencing May 8, 1992 and terminating on September 8, 1992.

b) (i) That the Lease Agreement contain the proviso that the Lessee will provide the City with liability insurance to the extent of $2,000,000.00.

(ii) That the patio structure to be placed on the subject parking spaces be constructed to the satisfaction of the General Manager of the Parking Authority.

(iii) That the Lessee be responsible for any business taxes as the use of the patio restaurant.

c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.

D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The rental fee be credited to the Revenue Account Number PA 44050 91132 (Jarvis Street Parking Lot) for this particular parking lot.

BACKGROUND:

Pursuant to Item 12 of the 11th Report of the Finance and Administration Committee, City Council on April 10, 1990 authorized the leasing of four (4) parking spaces for a four (4) month period, subject to the Director of Property establishing a rental fee for this Lease. Subsequently, in adopting Item 10 of the 6th Report of the Finance and Administration Committee, City Council on March 26, 1991 approved the Lease renewal of the four (4) spaces for the 1991 season. Margaret Tsangarakis has advised that she wishes to renew the Lease for another term.

This department, after consultation with the Parking Authority, is recommending the above-mentioned terms with Margaret Tsangarakis of "It's All Greek To Me", which terms are the same as 1991.

The recommendations are satisfactory to Margaret Tsangarakis.

c.c. J. G. Pavelka, P.Eng., Acting Chief Administrative Officer
I. R. Hammel, Acting City Treasurer
P. Noé Johnson, City Solicitor
P. G. Baker, General Manager, Parking Authority

(31.4.22-4504)

CITY OF HAMILTON

- INFORMATION -

G.

DATE: 1992 February 27

RECEIVED

MAR 3 1992

CITY CLERKS

REPORT TO: Mr. J.D. Thompson, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **OUTSTANDING ITEMS - TEMPORARY BUSINESS TAX**

BACKGROUND:

At the Finance and Administration Committee meeting of January 23, 1992, I was requested to prepare a report on the possibility of the City implementing a Temporary Business Tax for Transient Traders over and above the $500 licence fee which is presently charged in lieu of business taxes.

We have reviewed this matter with the staff of the Regional Assessment office, City Clerk's and the Law Department and can provide you with the following information:

1) the authority for charging a Transient Traders Licence Fee is contained in Section 236(17) of the Municipal Act and City of Hamilton By-Law 83-104;

2) the present fee of $500 is the maximum allowed under the Legislation and covers a period of 3 months of operation;

3) the fee applies to Transient Traders and other persons whose names have not been entered on the assessment roll in respect to business assessment for the current year;

4) the alternative of having the Assessment Department issue a supplementary tax bill would not appear to be cost effective. Under this approach, a notice of assessment would have to be sent to the owner of the business, and the taxes would be billed from the start date of the operation to the end of the year. The owner would then file an appeal under Section 496 of the Municipal Act because the business ceased to operate. If the taxes were paid, a refund would have to be made for the overpayment and if not paid, the City would probably have a great deal of difficulty in locating the owner to collect the amounts due. In our opinion, the administrative costs incurred would outweigh the benefits derived if we attempted to levy supplementary business taxes against Transient Traders;

5) there is no authority in the Municipal Act for charging a temporary business tax.

I understand that H.E.C.F.I. staff have made arrangements with the City Clerk's office to notify them of all events involving the rental of their facilities to wholesale/retail businesses to ensure that the appropriate licence fees are received by the City.

The City may also wish to consider, through the Licence Committee, reducing the current 3 month expiry period for Transient Traders Licences to a shorter period which may generate revenues more consistent with the amount which would be generated by other business taxpayers in the community in a similar operation.

I.R. Hammel, Acting Treasurer

c.c. Ms. P. Noé Johnson, City Solicitor
Attention: Mr. Ron Sabo
Mr. J. Schatz, City Clerk
Attention: Mr. Steve Denby
Mr. G. Macaluso, Managing Director/CEO, HECFI

3.

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mrs. S. K. Reeder, Secretary,
Finance and Administration Committee

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: CANADIAN UNION OF
PUBLIC EMPLOYEES

DATE: 1992 March 12

Attached please find a copy of a letter dated 1992 March 3 from the five Presidents of the Local Union of the Canadian Union of Public Employees requesting City Council to reconsider their position of 1992 January concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program which City Council at its meeting held 1992 March 10 referred to the Finance and Administration Committee.

J. J. Schatz

att.

c.c.: Mr. J. Johnston, Commissioner of Human Resources

Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique

LOCAL FIVE

231 Bay Street North, Hamilton, Ont. L8R 2R1

Telephone: 416-527-3391
Fax: 416-527-6217

President
James Keenan
Secretary
Ed Thomas

RECEIVED
MAR 3 1992
CITY CLERKS

March 3, 1992

Mr. Joe Schatz,
City Clerk.

PLEASE DISTRIBUTE TO ALL MEMBERS OF CITY COUNCIL

We ask City Council to reconsider their position of January, 1992 concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program.

Yours sincerely,

James Keenan, President, Local 5
Donna Merritt, President, Local 167
Rick Campanella, President, Local 1041
Ron Bowman, President, Local 228
Frank Griemens, President, Local 772

:sc

DISTRIBUTED FOR INFORMATION
TO MEMBERS OF CITY COUNCIL
J. Pavelka, C.A.O. J. Johnston, H&C

MAR 5 1992
DATE SIGNATURE

Canadian Union of Public Employees - Syndicat Canadien de la Fonction Publique

LOCAL FIVE

231 Bay Street North, Hamilton, Ont. L8R 2R1

Telephone: 416-527-3391
Fax: 416-527-6217

President
James Keenan

Secretary
Ed Thomas

March 3, 1992

TO: Regional Clerk,
Regional Members of Council,

Dear Members of Council:

We are writing to you on the issue of a motion passed at Regional Council on February 4th, 1992 with regards to the Performance Excellence Program and in particular, the Attendance Management System as well as other policy statements arising out of the aforementioned program.

The various unions listed below have serious concerns about the contents of these policy statements (a) invasion of privacy (b) cost implications to our members and their families who are taxpayers in this community through medical form charges and disentitlement of Short Term Disability payment for failure to provide information under duress.

It is to be noted that A.M.S. policy statement has questioned the integrity of the entire medical profession as well as all City and Regional employees. We are now being asked to suffer the ramifications of the employers who have failed to train their supervisors to use the proper procedures already in our Collective Agreements with respect to absenteeism.

Members of the previous Council received several pieces of correspondence from Mr. Stan Simpson, our Labour Relations Solicitor, as to our position concerning the Performance Excellence Program in its entirety. On that basis, we would urge all Members of the Council of the day to reconsider its position of February 4th, 1992.

Yours sincerely,

Local 5

Local 167

Local 1041

Local 772
Operating Engineers

Local 228
Hamilton Firefighters

cc: Mr. J. Johnston
Mr. J. Schatz, City Clerk

STANLEY SIMPSON
BARRISTER & SOLICITOR

ASSOCIATES:
MARVIN P. STRINGER
LAWRENCE J. COHEN

TELEPHONE (416) 523-7400
FAX:(416) 572-1190
SUITE 407
20 HUGHSON STREET SOUTH
HAMILTON, CANADA
L8N 2A1

August 2, 1990

Mayor of the City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Aldermen of the City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Chairman of the Regional Municipality
of Hamilton-Wentworth
119 King Street West, 15th Floor
Hamilton, Ontario
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality
of Hamilton-Wentworth
119 King Street West, 15th Floor
Hamilton, Ontario
L8N 3V9

Human Resources Centre
Regional Municipality of Hamilton-Wentworth
and/or Corporation of the City of Hamilton
P.O. Box 40, Station A
Hamilton, Ontario
L8N 3A2

Attention: John Johnston,
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton Professional Firefighters Assoc., C.U.P.E. Local 932 (Library Workers) and Transit Union Local 107 Performance Excellence Program and Study Design Report, November 1989

We act for the Canadian Union of Public Employees Locals 5, 167 and 932, the Hamilton Professional Firefighters Association and Transit Union Local 107 in connection with the above mentioned matter.

The unions are very much concerned with the Performance Excellence Programs Study Design Report November 1989. We understand that many of you may be under the misapprehension that input into this program and approval to the program is being given by the local unions.

For the record and so that there is no misunderstanding, none of the local unions had any input or have they approved in any way the program which is being proposed. On the contrary they are concerned that this program is being put forward without their input and participation.

We understand that the program contemplates participation from "employees" but not participation and input from the "unions".

Although this represents an outline only and we have not seen the program yet, we would like you to reconsider your position and call in participation from all of these locals before the program goes forward.

If this does not happen please be advised that the unions will have no recourse but to file grievances over the very programs themselves. This method of resolving a labour relations issue will be extremely time consuming, costly and will probably result in a deterioration of the relationship between the employer and the unions concerned.

We understand that local union 107 has already filed a grievance over implementation of a similar program introduced by the Region to the Hamilton Street Railway Company and Canada Coach Lines Limited.

Before this matter gets to that stage we would ask that you delay implementation of the program and call for, without further delay, the participation and input from the local unions concerned.

We look forward to hearing from you.

Yours very truly,

SS:sg

STANLEY SIMPSON

bc: C.U.P.E., Local 5
Attn: J. Keenan, President

C.U.P.E., Bill Brown

STANLEY SIMPSON
BARRISTER & SOLICITOR

ASSOCIATES:
MARVIN P. STRINGER
LAWRENCE J. COHEN

TELEPHONE (416) 523-7400
FAX:(416) 572-1190
SUITE 407
20 HUGHSON STREET SOUTH
HAMILTON, CANADA
L8N 2A1

October 31st, 1990

Mayor of the City of Hamilton,
City Hall,
71 Main Street west,
Hamilton, Ontario
L8N 3T4

FOR YOUR INFORMATION
FROM THE OFFICE OF
STANLEY SIMPSON

Aldermen of the City of Hamilton
City Hall,
71 Main Street West,
Hamilton,Ontario,
L8N 3T4

Chairman of th Regional Municipality of
Hamilton-Wentworth,
119 King Street West, 15th Floor,
Hamilton, Ontario,
L8N 3V9

Attention: Mr. Whynott

Councillors of the Regional Municipality of
Hamilton-Wentworth,
119 King Street West,
15th Floor,
Hamilton, Ontario
L8N 3V9

Human Resources Centre
Regional Municipality of Hamilton-Wentworth
and.or Corporation of the City of Hamilton
P. O. Box 40, Station A
Hamilton, Ontario
L8M 3A2

Attention; John Johnston
Commissioner of Human Resources

Dear Sirs:

RE: C.U.P.E. Local 5, C.U.P.E. Local 167, Hamilton Professional Firefighters Assoc., C.U.P.E. Local 932 (Library Workers) and Transit Union Local 107 Performance Excellence Program and Study Design Report, November 1989 - File #2634/90

Further to our letter of August 2nd, 1990, in connection with the above mentioned matter, we understand that information sessions only have taken place between some of the locals and your representatives with respect to the program.

We wish to stress that these have been information sessions only and we have no strong objection to the continuation of the information sessions. However, we want it clearly understood that this program is entirely your responsibility and your ideas. At the information sessions we do not intend to criticize or make any suggestions as to how the program should be amended or how it should be implemented. Again, this is entirely your responsibility.

We want it to be understood in very plain and simple language that all the unions do not agree with the program, and reserve their individual rights to file grievances if and when implementation of the program affects any of the employees in any of the bargaining units adversely.

We regret any misunderstanding that our letter of August 2nd, 1990 may have conveyed. At that time, the unions were concerned that the program was being processed without any information being received by the individual unions as to its content and its intent. The information sessions have proved helpful in that we have received information about the program in a general way to the extent that we can not agree with the program or its implementation.

I trust this sets out our position.

If you require clarification of same, please do not hesitate to contact me.

Yours very truly,

STANLEY SIMPSON

SS:cc

cc: J. Keenan
cc: Bill Brown
cc: Ron Bowman
cc: Donna Merritt

4(a.)

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mrs. S. K. Reeder, Secretary,
Finance and Administration Committee

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: RESOLUTION FROM THE CORPORATION OF THE CITY OF NORTH YORK

DATE: 1992 March 12

Attached please find a copy of a resolution from the Corporation of the City of North York respecting the question of the termination of the 60% Provincial Funding towards the budget of the Credit Counselling Service in Ontario which City Council at its meeting held 1992 March 10 referred to the Finance and Administration Committee.

J. J. Schatz

att.

CITY OF NORTH Y(
5100 YONGE STREET
NORTH YORK
ONTARIO
M2N 5V7

FEB 19 1992

CITY CLERKS

February 14, 1992

TO: ALL MUNICIPALITIES WITH A
POPULATION OVER 70,000

RE: FUNDING (PROVINCIAL) - CREDIT COUNSELLING SERVICES (37)

At its meeting held on February 5, 1992, North York City Council gave consideration to the question of the termination of the 60% Provincial Funding towards the budget of the Credit Counselling Service in Ontario.

Council's action with respect to this matter is appended hereto.

You will note that the City of North York vigorously protests the abrupt termination of this funding, and advocates the reversal of this decision, returning to the formula of the Province of Ontario providing a 60% share of the budget of Credit Counselling in Ontario.

North York Council further directed that all North York MPP's and municipalities within the Province of Ontario having a population of over 70,000, be apprised of this action and requested to endorse North York's position on this matter.

North York would appreciate your support in requesting the Province to reverse its decision regarding its funding to the Credit Counselling Services in Ontario.

Yours truly,

Dénis Kelly,
City Clerk

AB:ay
Encl.

EXTRACT FROM THE MINUTES OF THE MEETING OF
NORTH YORK COUNCIL HELD ON
FEBRUARY 5, 1992

70. FUNDING (PROVINCIAL) - CREDIT COUNSELLING SERVICES. (37)

In considering this matter, Council had before it a memorandum (January 29, 1992) from Mayor Lastman forwarding a motion regarding the above matter.

Mr. George Penfold, 1065 Don Mills Road, #403, M3C 1X4, addressed Council.

It was moved by Councillor Yuill, seconded by Councillor Summers, that:

WHEREAS Credit Counselling Services provide the only alternative to bankruptcy for individuals and families experiencing undue stress because of inability to meet creditor demands;

AND WHEREAS Credit Counselling Services assist in alleviating undue anxiety by families and provide for an orderly repayment of debts to creditors within the ability to pay of the debtor;

AND WHEREAS Credit Counselling Services provide a means of payment of funds owing to merchants and vendors within the economic system as opposed to writing off as loss vast sums of money owed by debtors through the credit purchasing system;

AND WHEREAS many families are undergoing a difficult time financially because of interrupted or reduced income during this recessionary period;

AND WHEREAS the decision to terminate funding as provided by Province of Ontario governments over the past twenty-five years was made unilaterally with no consultation with interested parties as to personnel policies, leases, contracts, etc.;

THEREFORE BE IT RESOLVED that the City of North York vigorously protest this abrupt termination of funding, and advocate the reversal of this decision, returning to the formula of Province of Ontario provision of 60% share of the budget of Credit Counselling in Ontario;

It was further moved in amendment by Councillor Yuill, seconded by Councillor Summers, that this motion be forwarded to all North York MPP's and all municipalities with a population over 70,000 in the Province of Ontario for their endorsement.

The amendment carried.

The main motion carried, as amended.

4(b.)

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mrs. S. K. Reeder, Secretary,
Finance and Administration Committee

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: RESOLUTION FROM THE CITY OF ST. CATHARINES

DATE: 1992 March 12

Attached please find a copy of a resolution from the City of St. Catharines respecting Arbitration Award to Fire Fighters which City Council at its meeting held 1992 March 10 referred to the Finance and Administration Committee.

J. J. Schatz

att.

RECEIVED

FEB 19 1992

CITY CLERKS

CITY OF ST. CATHARINES

BOX 3012
ST. CATHARINES ONTARIO
FAX 682-3631

CITY HALL
L2R 7C2
PHONE (416) 688-5600

THOMAS A. W. DERRECK
C.M.O., A.M.C.T., C.M.C., M.I.M.A.
CITY CLERK

February 4th 1992

TO ALL MUNICIPALITIES WITH 50,000+ POPULATION:

Please be advised that City Council at its regular meeting of January 27th 1992, enacted the following resolution:

"That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and that the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support. FORTHWITH."

For your complete information in this regard, I am attaching an excerpt from the General Committee Minutes of January 27th 1992, which contains a copy of a report from the Personnel Department and the full text of the resolution enacted by Council.

Further information may be obtained by contacting the Personnel Department directly.

Yours truly,

Thomas A. W. Derreck
City Clerk

/da

c.c. Mr. J. Brady, Director of Personnel

ST. CATHARINES

EXCERPT OF THE MINUTES OF THE
.....GENERAL..... COMMITTEE
DATE JAN. 27/92 ITEM NO. 39
RATIFIED BY COUNCIL JAN. 27/92

ITEM NO. 39
Report from the Personnel Department
dated January 20th 1992, Re:
Arbitration Award to Fire Fighters
File: 10.10.4

Arbitrator Kevin Burkett's recent award exhibits an extremely irresponsible attitude towards proper compensation policies. In addition, the Arbitrator failed to properly complete his award by ignoring most of the City's proposals which were presented to the Board for consideration. As a result, there are no explanations by the Board of whether the City's proposals were unreasonable, expensive, or frivolous. This failure clearly places the City in a position where they must proceed to arbitration again in order to ascertain these answers.

Mr. Burkett, in his award, acknowledges that St. Catharines and the Niagara Region are presently experiencing poor economic conditions with high unemployment and low employment opportunities, but then points out that the historical comparisons between a First Class Policeman's and First Class Fire Fighter's basic wages are the only relevant comparators. He further rejects the argument that if he is going to view differentials it should be based on similar percentage differentials. Instead he maintains that only the dollar differences should matter. This has the effect of reducing the percentage differential between Fire Fighters and Police.

The award also indicates to the parties that if the City doesn't maintain and improve the differential between Fire Fighters and Police, that the Fire Fighters should come back to arbitration in the coming year and the implication is he'll look after them. Obviously this will not make 1992 negotiations easy.

The provincial government appoints all arbitrators and, indeed, Mr. Burkett is a frequent appointee of the current government. His award of 9.8% in wages and 1.2% in benefits goes way beyond the inflation rate. It shows a total lack of concern for local conditions, ignores the economy of the province and country, and is in total opposition to the aim of the provincial government, which is to keep wage settlements below the rate of inflation.

Kevin Burkett's arbitration award establishes that Fire Fighters are immune from the current recession and that other groups, citizens, and services must be sacrificed to maintain the wages of Fire Fighters. He also makes it clear that freely-negotiated past settlements will be adjusted if the Fire Fighters don't get enough money. Indeed it becomes clear in his award that Fire Fighters should proceed to arbitration rather than negotiate in good faith with the Corporation.

RECOMMENDATION:

That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support.

ST.CATHARINES

EXCERPT OF THE MINUTES OF THE
.....GENERAL..... COMMITTEE
DATE.JAN..27/92 ITEM NO...39..
RATIFIED BY COUNCIL.JAN. 27/92

MOVED BY ALDERMAN UNWIN:

That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and that the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support. FORTHWITH.

CARRIED.

4(c.)

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mrs. S. K. Reeder, Secretary,
Finance and Administration Committee

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: RESOLUTION FROM THE CORPORATION OF THE CITY OF WINDSOR

DATE: 1992 March 12

Attached please find a copy of a resolution from the Corporation of the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs which City Council at its meeting held 1992 March 10 referred to the Finance and Administration Committee.

J. J. Schatz

att.

THE CORPORATION OF THE

CITY OF WINDSOR

THOMAS W. LYND, M.A., A.M.C.T.
CITY CLERK

N9A 6S1
TELEPHONE (519) 255-6212
(519) 255-6215
FACSIMILE (519) 255-6868

February 25, 1992

OFFICE OF THE CLERK

IN REPLY, PLEASE REFER
TO OUR FILE No. GPG/92

TO: ALL MUNICIPALITIES IN ONTARIO WITH A POPULATION OVER 50,000

Windsor City Council at its meeting held on February 17, 1992 considered the matter of a tri-level cost-sharing strategy to meet municipal infrastructure needs.

Accordingly the following resolution was adopted:

M17-92 **WHEREAS** deteriorating roads, bridges, sidewalks, sewer and water systems have long been recognized as a serious problem facing municipalities' infrastructure; and,

WHEREAS inadequate and deteriorating sewer systems create health problems and pollute waters, deteriorating water systems pose health risks, and deteriorating roads and bridges create safety risks; and,

WHEREAS the relationship between inadequate infrastructure and the environment is unmistakably clear, and further federal and provincial environmental regulations require municipalities to carry out corrective works without accompanying financial assistance, and federal and provincial governments enact statutes and policies which place an increased financial burden on municipalities; and,

WHEREAS municipalities are essentially limited to one funding source, the property tax, which has proven inadequate in meeting the growing demands on municipal budgets, and since Canadian municipalities cannot expect a healthy and safe environment or a healthy economy without an undertaking from all levels of government to contribute financially to the necessary rebuilding of municipal infrastructure;

THEREFORE BE IT RESOLVED that the City of Windsor petition both Environment Canada and the Ontario Ministry of the Environment to commit their respective ministries to a tri-level cost-sharing strategy to meet municipal infrastructure needs, and further this resolution be forwarded to the Association of Municipalities of Ontario, Ontario municipalities with a population of over 50,000, local members of Parliament and local members of Provincial Parliament for their support and endorsation.

Your endorsation of this resolution would be greatly appreciated.

Yours very truly,

T. W. Lynd
City Clerk

/pl

5(a.)

CITY OF HAMILTON

- RECOMMENDATION -

MAR 18 1992

DATE: 1992 March 17

REPORT TO: S. Reeder, Secretary
Finance and Administration Committee

FROM: D. W. Vyce
Director of Property

SUBJECT: **Sale of Lands Acquired Through Tax Arrears**
Rear Land Abutting 72 Albion Falls Boulevard
Vince and Agnese DePanfilis

RECOMMENDATION:

a) That an Offer to Purchase, duly executed by Vince and Agnese DePanfilis on March 6, 1992, and scheduled for closing on or before June 5, 1992, for a portion of City owned property, composed of all of Block "F", Plan M-176, Albion Falls Survey, being irregular in shape and more particularly described as having a length of 29.68 metres (97.39 feet), more or less, by a width of 28.16 metres (92.41 feet), more or less, comprising a total area of 244.79 square metres (2,635 square feet), more or less, being rear land directly behind Lot 17, known Municipally as 72 Albion Falls Boulevard, be approved and completed, and the funds derived from this sale of $780.00 be credited to Account Number CH 4X501 00102 (Sale of Land - Reserve for Property Purchases). A deposit in the amount of $78.00 is being held by the City Treasurer pending Council approval.

b) That the Mayor and City Clerk be authorized to execute the necessary documents.

D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

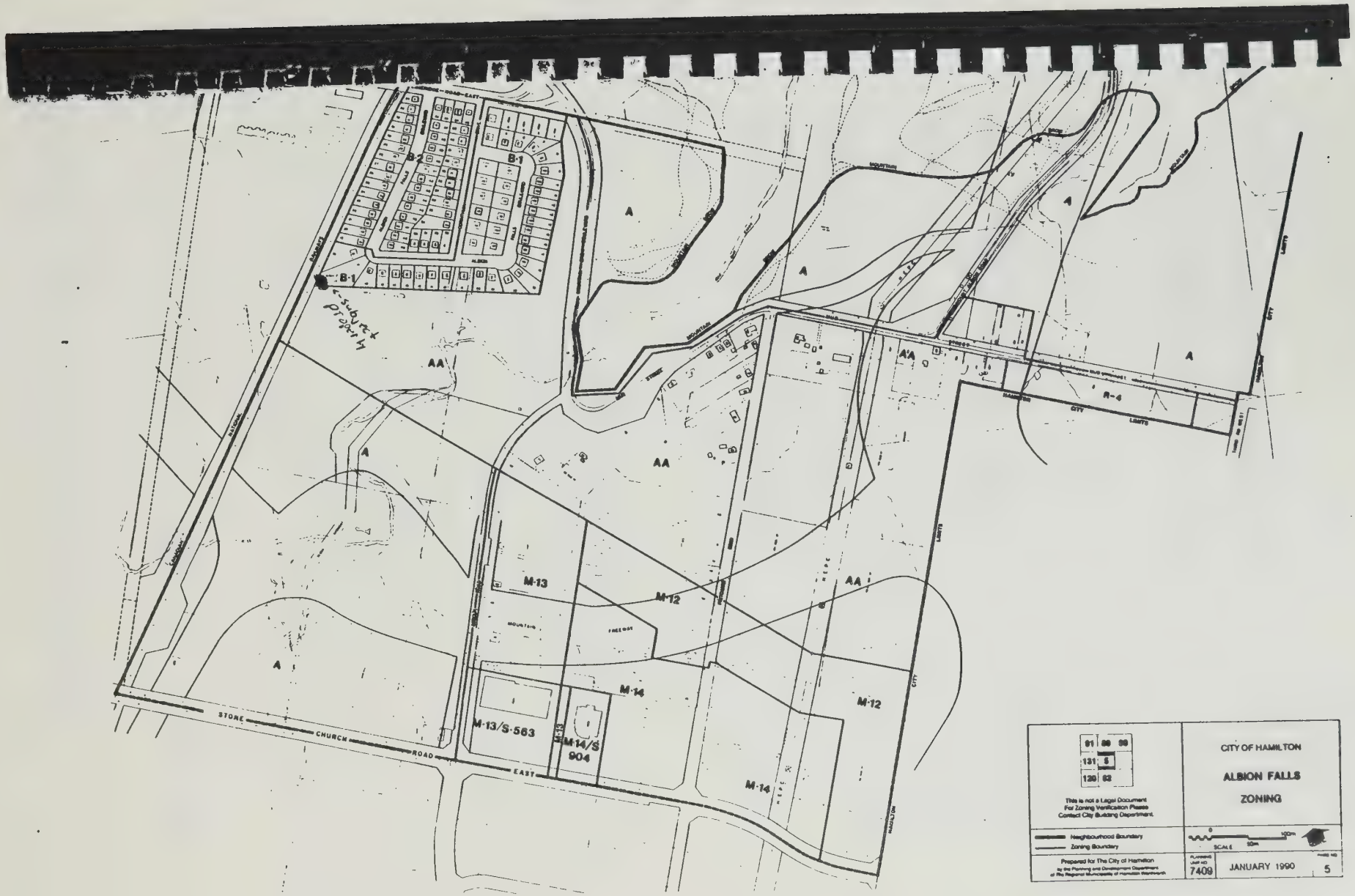
The subject land was acquired by the City of Hamilton by way of tax arrears. Subsequently, upon advertising the land for sale, the abutting landowner, Mr. DePanfilis, expressed an interest in acquiring this parcel for incorporation into his lot. Being rear land and therefore land locked to any other potential purchaser, the lands were offered for sale for the amount of taxes owing.

Sale of these lands were delayed while the various City Departments determined if there was a need to retain the said lands. Consequently, it was found that this parcel is not required for municipal purposes and was available for sale.

Attach.

c.c. P. Noé Johnson, City Solicitor
I. R. Hammel, Acting City Treasurer
L. MacNeil, Property Clerk, Surveys
T. Bradbury, Supervisor of Taxation, Treasury Department

(4508 - 91C-29)


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M-12
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AA
M-13/S-563
M-14/S 904
M-14
STONE CHURCH ROAD EAST
61 88 89
131 5
129 82
This is not a Legal Document
For Zoning Verification Please
Contact City Building Department.
CITY OF HAMILTON
ALBION FALLS
ZONING
Neighbourhood Boundary
Zoning Boundary
SCALE
Prepared for The City of Hamilton
by the Planning and Development Department
of The Regional Municipality of Hamilton-Wentworth
7409
JANUARY 1990
5

5(b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 17

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

MAR 19 1992

FROM: D. W. Vyce
Director of Property

SUBJECT: **Option to Purchase**
South East Mountain Library Site
759 Stone Church Road East
Hillcrest Masonic Temple Corporation

RECOMMENDATION:

That the City approve the Hamilton Public Library Board's accepting an Option to Purchase, duly executed on February 21, 1992, by the owners, the Hillcrest Masonic Temple Corporation, and scheduled for closing on or before May 11, 1992. Said lands being situated in the Regional Municipality of Hamilton-Wentworth, formerly in the Township of Barton, now in the City of Hamilton, being composed of Part of Lot 8, Concession 7, having a frontage along the northerly limit of Stone Church Road East of 117.04 metres (384.0 feet), more or less, by a depth of 79.55 metres (261.0 feet), more or less, comprising a total area of 9,310.80 square metres (2.3 acres), more or less, as previously set out in Instrument Number 141213 C.D. and more particularly described as Municipal Address 759 Stone Church Road East. The purchase price of $550,000.00 be charged to the following Accounts. $509,671.05 be charged to Account Number CF 5590 919041010 (Land Acquisition - South/East Mountain Library Branch). The remaining $40,328.95 be charged to the Hamilton Public Library Account LB 5X999 00420 (Special Gift Fund). This approval is provided on the following conditions:

a) That this Option be conditional upon the Hamilton Public Library Board obtaining soil tests satisfactory to the Hamilton Public Library Board on or before closing May 11, 1992.

b) That upon completion of this transaction title to the property being acquired be placed in the name of The Corporation of the City of Hamilton.

c) That it be a condition of approval that the City of Hamilton and the Hamilton Public Library Board agrees:

i) That the Director of Property be authorized to negotiate the sale of the rear portion of the site to the Developer of the adjacent Block 83 in order that Block 83 together with the lands acquired shall form four (4) building lots with a depth not less than 100 feet.

ii) That the Director of Property be authorized to negotiate the sale of a watermain easement required on the site to the Region.

iii) That revenues received from the sale of surplus lands associated with this property in connection with the development of Block 83 on Plan 62M-603, or excess lands not required for the construction of the Library, or the sale of easements upon the lands, be returned to the Hamilton Public Library Board to an amount not to exceed $40,328.95 plus interest calculated at the prime rate from time to time plus any costs associated with the closing of this transaction and absorbed by the Library Board (i.e. legal, survey and soil test), and all other revenues be returned to the City of Hamilton and deposited in Account Number CH 4X501 00102 (Sale of Lands - Reserve for Property Purchases).

D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

The subject property is required by the Hamilton Library Board for the construction of a Branch Library to service the present and future needs of the south/east mountain. The purchase of this property represents the culmination of an extensive search as compiled by Anthony Butler Architects Inc. and is expected to provide the Hamilton Public Library Board with an easily accessible and physically prominent location abutting major thoroughfares.

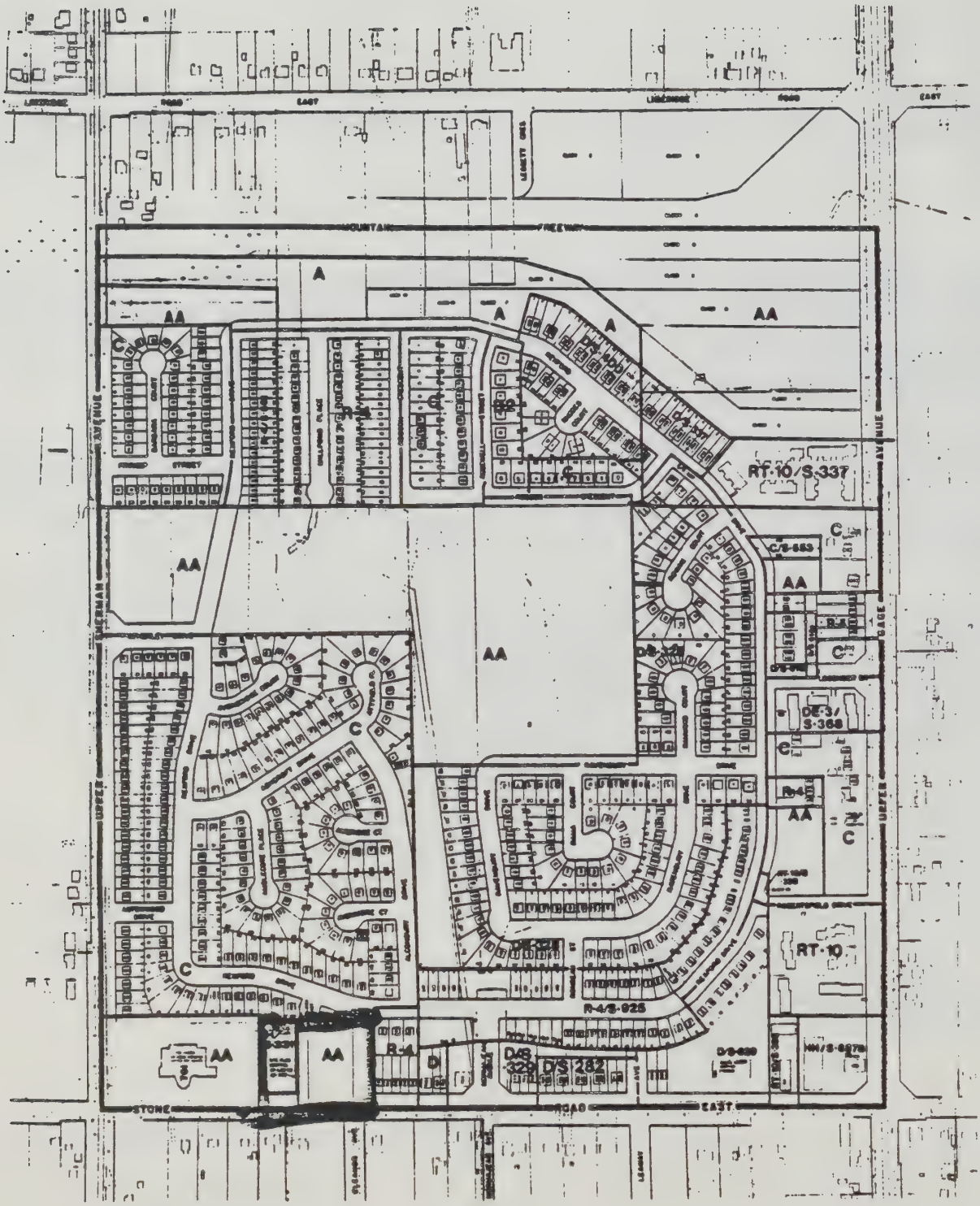
Financing for this project has been part of the ten (10) year forecast of needs and requirements and funds for the purchase of this land have been allocated to the long range Capital Budget process to the amount of $500,000.00. Library construction is expected to be completed in 1995 or 1996.

That upon completion of this purchase the City will also be approached by the Region to sell a required watermain easement over the lands as a partial means of recouping funds in excess of the allotted $40,328.95. The necessary additional funds have currently been provided through Library reserves.

Associated with this proposed development is a small parcel of land designated as Block 83 abutting the northern portion of the subject lands. This Block is fully serviced and has been developed upon the advice and recommendations of various Municipal Departments in accordance with the Neighbourhood Plan. Block 83 requires an additional parcel of land to be purchased from the Library site in order to develop.

c.c. P. Noé Johnson, City Solicitor
I. R. Hammel, Acting City Treasurer
L. MacNeil, Property Clerk, Surveys
J. McAnanama, Chief Executive Officer, Hamilton Public Library

(4508 - 91C-225)



130 96 11 118 112 110 19 43 129 This is not a Legal Document For Zoning Verification Please Contact City Building Department.	CITY OF HAMILTON RANDALL ZONING
Neighbourhood Boundary Zoning Boundary	SCALE 0 150m NORTH
Prepared for The City of Hamilton by the Planning and Development Department of The Regional Municipality of Hamilton - Wentworth	PLANNING UNIT No. 7512 JANUARY 1990 MAP No. 112

5(c.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 17

REPORT TO: S. Reeder, Secretary
Finance and Administration Committee

FROM: D. W. Vyce
Director of Property

SUBJECT: **Licence Agreement - City Owned Lands (North of Grace Avenue and South of Glow Avenue) - Bell Canada**

RECOMMENDATION:

a) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 107.7 square metres (1,159.3 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11146. The licence be granted for the consideration of $1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.

b) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 226 square metres (2,432.7 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11144. The licence be granted for the consideration of $1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.

c) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, north of Grace Avenue. The land contains an area of 91.7 square metres (987.08 square feet) more or less, shown as Part 1 on Plan 62R-11145. The licence be granted for the consideration of $1.00 plus taxes and be credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following Council's approval.

d) That the Mayor and City Clerk be authorized to execute a Licence Agreement in a form satisfactory to the City Solicitor.

D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

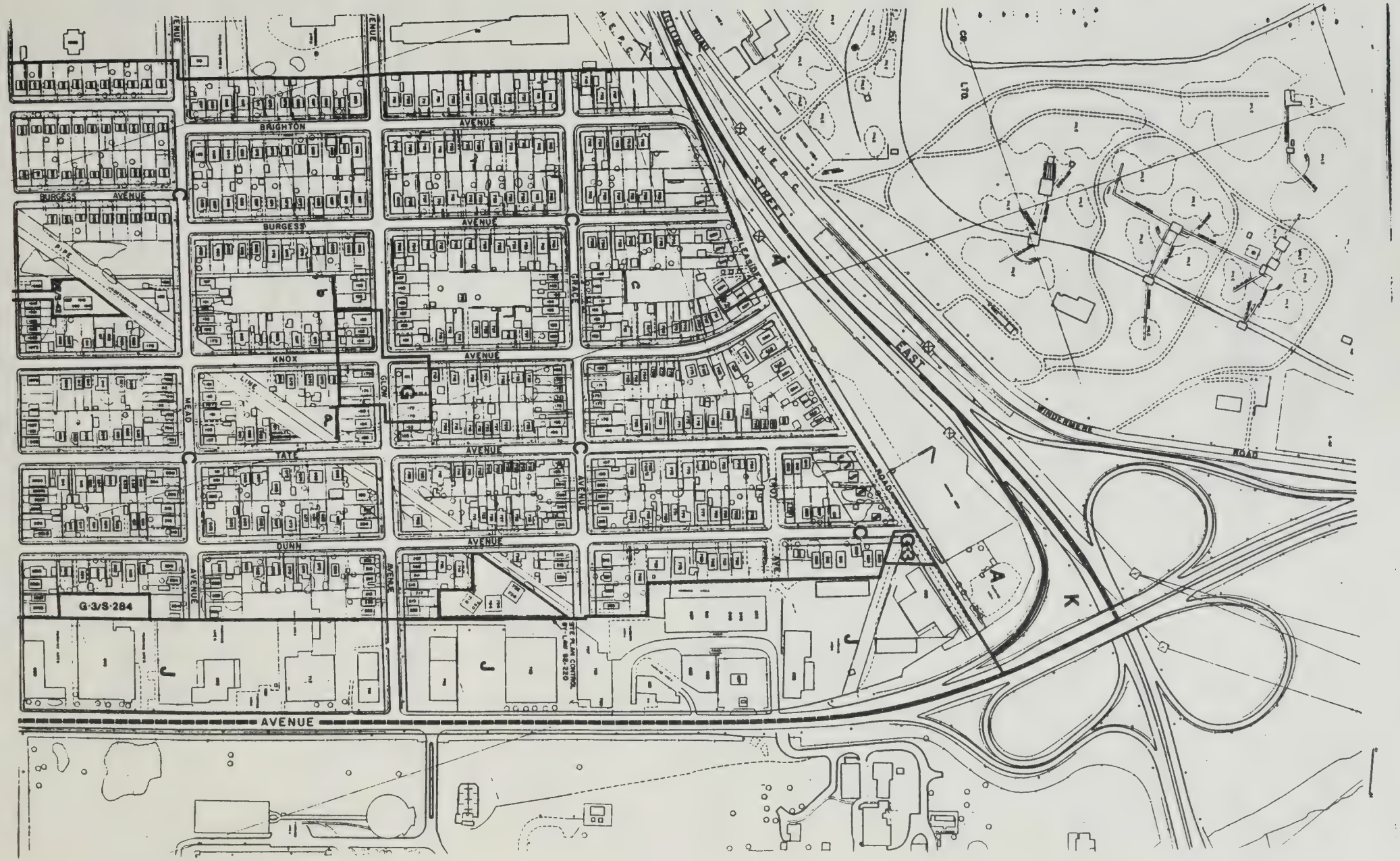
Application has been made to the Real Estate Department by Bell Canada for permission to place buried facilities across City owned land in order to update their telecommunication services in the surrounding area.

This request was forwarded to the Parks Division of the Public Works Department, who concur with the above recommendation.

Attch.

c.c. P. Noé Johnson, City Solicitor
R. Hammel, Acting City Treasurer
L. MacNeil, Property Clerk, Surveys
D. Lobo, Acting Director of Public Works
Attention: B. Chrystian

(4505)


BRIGHTON
AVENUE
BURGESS
AVENUE
KNOX
AVENUE
TATE
AVENUE
DUNN
AVENUE
AVENUE
G-3/S-284
AVENUE
M.T.R.C.
STREET
EAST
WINDERMERE
ROAD
ROAD
LTD
G3
A
K

6.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 13

MAR 1 6 1992

REPORT TO: Ms. S. Reeder, Secretary
Finance and Administration Committee

FROM: Chief G. Baker
Fire Chief

SUBJECT: REPLACEMENT OF MOBILE EQUIPMENT

RECOMMENDATION:

That funds be allocated from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101, for the replacement of 5 fire department vehicles in the amount of $1,483,000. as per the attached list.

G. Baker, Chief

I. R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Reserve for Replacement of Mobile Equipment has sufficient funds to replace the vehicles.

Replacement of major pieces of fire fighting apparatus takes between 10 and 18 months. Due to this extreme length of time, it is important to start the purchase process to expedite delivery of these emergency vehicles.

BACKGROUND:

The attached list of vehicles was submitted by the Acting Treasurer for consideration at the meeting of the Finance and Administration Committee on March 5.
Approval of replacing the fire department vehicles is requested, as explained above.

HAMILTON FIRE DEPARTMENT
1992 VEHICLE REPLACEMENT

Fire Dept. Vehicle	City Vehicle Number	Description	Year of Purchase	Odometer	Estimated Replacement Cost
F.P.B.	1685	Mid–size Car	1987	52,000 km	18,000
Car 2	1683	Full Size Sedan	1987	91,000 km	25,000
Pump 19	1644	Triple–combination Pumper	1977	78,000 Miles	320,000
Pump 18	1645	Triple–combination Pumper	1977	78,000 Miles	320,000
Aerial 112	1648	Aerial Ladder Truck	1977	40,000 Miles	800,000
					1,483,000

7.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 11

REPORT TO: Mrs. Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Chief G. Baker,
Hamilton Fire Department

P. Noé Johnson,
City Solicitor

SUBJECT: Installation of Smoke Alarms and Emergency Lighting

RECOMMENDATION:

That the attached by-law requiring the installation of smoke alarms and emergency lighting be enacted by City Council.

Chief G. Baker

P. Noé Johnson

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: See below.

BACKGROUND:

On October 9, 1990, City Council adopted Section 14 of the 23rd Report of the Finance and Administration, authorizing the application to the Province for special legislation to allow the City to require the installation of smoke alarms in all residential buildings, as well as the installation of emergency lighting and smoke alarms in the hallways of buildings over three storeys.

The Law and Fire Departments drafted the proposed legislation to implement Council's directions. It was presented to the Special Legislation Committee at Queen's Park and received Third Reading and Royal Assent on December 19, 1991.

DISCUSSION:

The Law and Fire Departments worked together to prepare the attached proposed by-law.

In accordance with The City of Hamilton Act, 1991 (Bill Pr53), the attached by-law (Section 3) requires the owners of buildings containing residential units to install smoke alarms in the dwelling unit. This by-law covers all residential units except those regulated by other specific legislation, such as Nursing Homes, Hotels, or Second Level Lodging Houses.

The City will require the owners of buildings which are three storeys or more in height containing "residential units" to install smoke alarms in the hallways of the building (Section 7). Section 8 requires the owners of the buildings over three storeys in height containing residential units to install emergency lighting in the hallways.

The maximum penalty for non-compliance with the by-law, or for obstructing a Fire Prevention Officer, is $5,000.00, (the current maximum fine under the Provincial Offences Act.)

In Committee hearings at Queen's Park, a representative of the hard of hearing indicated that a smoke alarm for the hard of hearing, approved by the Underwriters' Laboratories of Canada, is not presently available. The City now has the power to require building owners to install a device capable of warning tenants who are deaf or hard of hearing. When an approved smoke alarm for the hard of hearing has been developed, the Fire Department will report back to the Committee with a recommendation for a by-law amendment to require installation of the approved alarm.

The standards of the by-law are based on the proposed Retrofit sections of the Fire Code. The by-law will be superseded by the Fire Code when the Province enacts the draft Fire Code.

It is proposed that the by-law be effective on January 1, 1993. This lead time will allow the Fire Department to publicize and educate the owners of buildings affected by the by-law. The Fire Department will not need to expand the Fire Prevention Bureau to enforce the by-law. The Fire Department already inspects the buildings covered by the by-law.

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Require:

THE INSTALLATION OF SMOKE ALARMS AND EMERGENCY LIGHTING

WHEREAS Section 210 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that the City of Hamilton is authorized to pass by-laws,

31. For providing...fire protection services...

44. For requiring buildings...to be put in a safe condition to guard against fire or other dangerous risk or accident.

46. For authorizing appointed officers to enter at all reasonable times upon any property in order to ascertain whether the provisions of the by-law are obeyed, and to enforce or carry into effect the by-law.

49. For making such other regulations for preventing fires and the spread of fires as the council considers necessary;

AND WHEREAS The City of Hamilton Act 1991, Bill Pr53 which authorizes the Council of The Corporation of the City of Hamilton to enact by-laws to require owners of buildings containing residential occupancies to install smoke alarms and emergency lighting received Royal Assent on the 19th day of December 1991.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

Definitions 1. In this by-law,

(a) "basement" means any storey below the first storey measured from the top of each floor to the top of the floor next below;

(b) "City" means The Corporation of the City of Hamilton;

(c) "dwelling unit" means a room or suite of rooms operated as a housekeeping unit that is used or intended to be used as a domicile by one or more persons and that contains at least one or more of the following facilities: cooking, eating, living, sleeping or sanitary facilities;

(d) "Fire Chief" means the Chief of the Fire Department of the City;

(e) "Fire Prevention Inspector" means a member of the Fire Prevention Division of the Fire Department of the City and includes the Fire Chief and any other member of the Fire Department designated by the Fire Chief;

(f) "occupant" means any person, firm or corporation who is jointly responsible with the owner in respect of the property under consideration over which the occupant has control;

(g) "owner" includes any person, firm or corporation for the time being managing or receiving rent for the land or premises in connection with which the word is used, whether on his own account or as an agent, trustee or representative, or any other person who would so receive the rent if such land were leased including an owner, occupier, or any person to whom rent is payable;

(h) "residential occupancy" means the occupancy or use of a building or part thereof by persons for whom sleeping accommodation is provided but who are not harboured or detained to receive medical care or treatment or are not involuntarily detained, but does not include second level lodging houses as defined by City of Hamilton By-law No. 80-259;

(i) "smoke alarm" means a battery or electrically powered combined smoke detection device and audible alarm device that,

i) is designed to sound an alarm upon detection of products of combustion; and

ii) is equipped with an indicator which provides a readily visible or audible indication that the device is in operating condition; and

iii) has been approved by the Underwriters' Laboratories of Canada and, where electrically powered, also by the Canadian Standards Association;

(j) "storey" means that portion of a building that is situated between the floor and the ceiling above it.

Application

2. The provisions of this by-law do not apply to buildings which comply with the Ontario Building Code or the retrofit sections of The Fire Code, or buildings regulated by the Hotel Fire Safety Act.

Installation of Smoke Alarms

3. Owners of any building containing a residential occupancy shall install or cause to be installed one smoke alarm in each dwelling unit, and in each sleeping room not within a dwelling unit, in accordance with Sections 5 and 6.

Maintenance of Smoke Alarms

4. Every occupant of a dwelling unit or a sleeping room shall maintain the smoke alarm in operating condition at all times during occupancy in accordance with the manufacturer's instructions.

Installation of Smoke Alarms

5. Every smoke alarm shall be installed on or near the ceiling in accordance with the manufacturer's instructions and shall be located,

(a) between each sleeping area and the remainder of the dwelling unit; or

(b) in the hallway, where a sleeping area is served by a hallway belonging to the dwelling unit; or

(c) in the path of exit travel on any storey not containing a sleeping area; or

(d) in the sleeping area.

Electrically Powered Smoke Alarms

6.(1) Every installed, electrically powered smoke alarm shall be equipped with visual indication that it is in operating condition.

Ibid.

(2) No installed, electrically powered smoke alarm shall have a switch between the smoke alarm and the power distribution panel.

Ibid.

(3) Every installed, electrically powered smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.

Hallway Smoke Alarms

7.(1) Every owner of a building over three storeys in height containing dwelling units, shall install and maintain electrically powered interconnected smoke alarms in the hallway of every storey of the building, in accordance with the manufacturer's specifications.

Electrically Powered Smoke Alarms

(2) Every installed, electrically powered interconnected smoke alarm shall be equipped with visual indication that it is in operating condition.

Ibid.

(3) No installed, electrically powered interconnected smoke alarm shall have a switch between the smoke alarm and the power distribution panel.

Ibid.

(4) Every installed, electrically powered interconnected smoke alarm shall be permanently mounted on a standard outlet box on the ceiling or on the walls between six inches and twelve inches below the ceiling, in accordance with Section 5.

(5) Every smoke alarm shall be interconnected in a manner so that the activation of one smoke alarm causes all of the smoke alarms to sound.

(6) Every smoke alarm, if technically possible, shall be interconnected with an existing fire alarm system.

Emergency Lighting

8.(1) Every owner of a building over three (3) storeys in height, containing dwelling units, shall install an emergency lighting system in every means of egress serving the residential portion of the building.

(2) The emergency lighting system shall:

(a) provide illumination for at least the period of time prescribed in The Building Code for the classification of the building, (Ontario Regulation 413/90, as amended), and

(b) be supplied by a source of energy which is separate from the primary electrical supply for the building, and

(c) be designed to automatically commence when power to the building is interrupted, and

(d) provide illumination at an average level of at least 10 lux at floor level.

Right of Entry

9. Every Fire Prevention Inspector may, upon the complaint of a person interested, or when the Fire Prevention Inspector considers it necessary to do so, without such complaint, inspect all dwelling units, and for such purpose may at all reasonable hours enter into and upon the building or premises containing the dwelling units for the purpose of examination and ascertaining whether provisions of this by-law have been obeyed and to enforce or carry into effect the by-law.

Inspection and Warrants

10.(1) For the enforcement of any by-law passed under this Act, a Fire Prevention Inspector may, at all reasonable hours, enter any building or premise containing a dwelling unit.

(2) In exercising the power of entry, the Fire Prevention Inspector shall produce his or her identification upon request.

(3) A Fire Prevention Inspector shall not, except under the authority of a warrant issued under subsection (6), enter a place used as a dwelling unit without the consent of the occupier.

(4) A Fire Prevention Inspector may call upon any expert he or she considers necessary to assist in carrying out an inspection.

(5) No person shall hinder or obstruct a Fire Prevention Inspector lawfully carrying out the enforcement of a by-law passed under this Act.

(6) A justice of the peace may issue a warrant authorizing a Fire Prevention Inspector, or an expert, or both, to enter any place if satisfied by information upon oath that,

(a) it is reasonably necessary for the Fire Prevention Inspector, or expert, to enter the place in order to determine whether this Act is being complied with; and

(b) the Fire Prevention Inspector, or expert, have been denied entry or obstructed in their attempt to enter the building or dwelling unit.

(7) A warrant shall specify the hours and days during which it may be executed and name a date on which it expires, which date shall not be later than thirty days after its issue.

(8) A warrant shall be executed between the hours of 7 a.m. and 9 p.m., unless it provides otherwise.

(9) A warrant authorizes the Fire Prevention Inspector, or the expert,

(a) to use whatever force is necessary to execute the warrant; and

(b) to call on police officers as necessary to assist in executing the warrant.

11. (1) Where a Fire Prevention Inspector ascertains that an owner has not complied with Section 3, Section 5, Section 6, Section 7, or Section 8, the Fire Prevention Inspector may serve a notice personally or by registered mail upon the owner at the owner's last known address, requiring the owner to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.

Ibid. (2) Where a Fire Prevention Inspector ascertains that an occupant has not complied with Section 4, the Fire Prevention Inspector may serve a notice to comply in writing, personally or by registered mail upon the occupant, requiring the occupant to comply, and where service is by registered mail, the service shall be deemed to have been made on the fifth day after the date of mailing.

Content of Notice 12. The notice to comply shall contain the following information:

1. Name and address of person upon whom notice is served.

2. Address of premises.

3. Reasonable particulars of the requirements of this by-law respecting which there is non-compliance and the provisions of this by-law relating thereto.

4. A requirement that the person served shall remedy the non-compliance forthwith.

Penalty 13.(1) Every person who fails to remedy the non-compliance set out in the notice to comply on or before the specified date is guilty of an offence and upon conviction is liable to the penalty specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

(2) Any person who hinders or obstructs a Fire Prevention Inspector is guilty of an offence and upon conviction is liable to the fine specified in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

Commencement 14. This by-law comes into force and effect on the 1st day of January 1993.

Short Title 15. The short title of this by-law is "The Smoke Alarm By-law"

PASSED this day of A.D. 1992.

City Clerk Mayor

8.

CITY OF HAMILTON

- FOR ACTION -

DATE: 1992 March 18

REPORT TO: S. Reeder, Secretary
Finance and Administration Committee

FROM: Tina Agnello, Secretary
Football Hall of Fame and Museum Management Committee

SUBJECT:

Press Club Lease: 1991 March 15 - 1997 March 14

RECOMMENDATION:

That the following lease agreement between the Canadian Football Hall of Fame and Museum Management Committee be endorsed by the Finance and Administration Committee and forwarded to Council for approval:

That the Management Committee establish rent to be paid to the Hall of Fame by the Press Club for the above period as follows:

1991 March	-	1992 March	$707.39
1992 March	-	1993 March	739.93
1993 March	-	1994 March	773.97
1994 March	-	1995 March	809.57
1995 March	-	1996 March	846.81
1996 March	-	1997 March	885.76

The Press Club to pay a lump sum payment for the period 1991 March - 1992 March, of $1,107.24 for back rent. (This assumes new lease in place by 1992 March 15). In any case, they would be responsible for the difference in amounts between what they are currently paying and the above rent schedule from 1991 March 15.

In addition, the following terms to apply: effective, 1992 March 15, the Press Club is responsible for all taxes pertaining to their space, as well as their proportionate share of building expenses (water, gas, hydro, etc.)

The 5% of gross bar sales paid to the Hall of Fame to be discontinued as at 1992 March 15.

Such other terms as required by the Property Department/Legal Department for a standard lease.

All adjustments with respect to rent amounts and date adjustments to be made by City of Hamilton - Treasury Department.

That the lease terminate on 1997 March 14 with no option for renewal.

That the agreement between the two parties be contingent on securing storage space at City Hall.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above for financial implications

BACKGROUND:

Since the fall of 1991 to the present, ongoing negotiations have occurred between the Hall of Fame and the Press Club to come to an agreement regarding the Press Club lease.

At its meeting of 1992 March 9, the Management Committee of the Football Hall of Fame and Museum approved the lease terms recommended hereto which have been mutually agreed upon by the Hall of Fame Committee and the Press Club.

cc: Alderman D. Ross
B. Tidball
E. Chalupka, Managing Director, Football Hall of Fame and Museum
R. Hamell, Acting City Treasurer, Treasury Department
D. Vyce, Director of Property, Property Department
J. Schatz, City Clerk, City Clerk's Department

RECEIVED
MAR 9 1992
CITY CLERKS

ROBERT M. MORROW
MAYOR

Hamilton

March 9th, 1992

9.

Ms. Terri-Lee Seeley
Executive Director
The Elizabeth Fry Society
627 Main Street East
2nd Floor
Hamilton, Ontario
L8M 1J5

Dear Ms. Seeley:

Thank you for your letter requesting the City to sponsor a small reception at City Hall for the members of The Elizabeth Fry Society attending the Annual General Meeting taking place between June 9th and June 14th.

I have taken the liberty of forwarding a copy of your letter to Mr. Joe Schatz, City Clerk, for distribution to the appropriate committee and will also be arranging an appointment with you, Mr. Carson - my Executive Assistant, and Mr. Joe Fardell, Manager of Tourism and Convention Services, in the near future.

Again, thank you for writing.

Yours very truly

Bob Morrow

Robert M. Morrow
Mayor
City of Hamilton

RMM:tt

cc. Mr. Joe Schatz, City Clerk
Mr. Dennis Carson, Executive Assistant to the Mayor
Mr. Joe Fardell, Manager - Tourism and Convention Services

City Hall
71 Main Street West, Hamilton, Ontario, Canada L8N 3T4
Telephone : (416) 546-2790
546-2448 (TDD Only)

THE ELIZABETH FRY SOCIETY

HAMILTON BRANCH

627 MAIN ST. E., 2nd Floor, HAMILTON, ONTARIO L8M 1J5

TELEPHONE (416) 527-3097

MAR 6

March 4, 1992

Your Worship
Mayor Robert M. Morrow
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mr. Morrow,

This year the Elizabeth Fry Society Hamilton Branch will be hostess to the Annual General Meeting of the Canadian Association of Elizabeth Fry Societies. The Conference will be held from June 9th to June 14th at the Royal Connaught Hotel here in Hamilton.

For more than 40 years Elizabeth Fry Societies across Canada have been assisting women in conflict with the law to make new beginnings. They have also been in the forefront of the movement to close the Prison for Women in Kingston, a building that was condemned more than 50 years ago. In 1994 five new regional facilities will open which will provide better accommodation, do much to relieve the appalling loneliness suffered by women at the present facility and improve their opportunities for supported re-integration into the community.

This is the first time in the twenty-one year history of the Hamilton Branch that the Canadian Association has held its Annual General Meeting in this city. There are eighteen Elizabeth Fry Societies across Canada from Vancouver to Cape Breton, each of which will be represented. We expect 60 delegates.

This agency has always appreciated your words of encouragement and support at our own local events and we would be grateful if the City of Hamilton will consider sponsoring a small reception at City Hall to welcome our delegates on one of the afternoons of the days they are here, possibly Thursday, June 11, 1992 between 4:30 and 6:00 p.m. We sincerely hope that you will be able to welcome these guests in person.

We thank you for your consideration of our request.

Yours sincerely,

THE ELIZABETH FRY SOCIETY
HAMILTON BRANCH

Terri-Lee Seeley

Terri-Lee Seeley
Executive Director

CITY OF HAMILTON

- RECOMMENDATION -

10.

DATE: 1992 March 17

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Stella M. Glover, Secretary
Taxi Advisory Committee

SUBJECT: **TAXI ADVISORY COMMITTEE MEMBERSHIP**

RECOMMENDATION:

That the following be appointed to the Taxi Advisory Committee for a term to expire 1994 November 30:

Citizen Representative: _____
(Alderman Drury to advise)

Taxi Industry Professionals: Robert Bourke
George Hutchinson

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

The Taxi Advisory Selection Committee recommended to members of the Finance and Administration Committee at their meeting of 1992 February 20, the membership of the Taxi Advisory Committee with the exception of one citizen representative and two Taxi Industry professionals who remained to be determined.

The Taxi Advisory Selection Committee met again on 1992 March 17, and after considering applications for these remaining positions, made the foregoing recommendation.

cc: Alderman D. Drury, Chairperson of the Taxi Advisory Committee
Mr. Steve Dembe, Manager Licencing Division
file

CITY COUNCIL
HAMILTON, CANADA

Alderman Terry Cooke
Chairman - Engineering Services

71 MAIN STREET WEST L8N 3T4 • (416) 546-2730 • RES. (416) 521-1087 - WARD 1

February 14, 1992

Mr. John Thompson, Secretary
Finance and Administration Committee

Re: Second Annual Steel City Senior Bowl - June 27th, 1992

Dear John:

Enclosed is a copy of a letter from Mr. Steve Bruno, Head Coach, McMaster Athletics Football respecting the Second Annual Steel City Senior Bowl to be held on Saturday, June 27, 1992 at McMaster University.

I would appreciate if you would place this matter on the agenda for the next meeting of the Finance and Administration Committee for consideration.

Thank you kindly in advance for your assistance. If you have any questions, please don't hesitate to call me.

Yours very truly,

Terry Cooke
Alderman, Ward 1

/ck

cc: Mr. Steve Bruno, Head Coach
McMaster Athletics Football
Department of Athletics and Recreation
McMaster University
1280 Main Street West
Hamilton, Ontario
L8S 4K1

P.O. Box 35581
Hamilton, Ontario
L8H 7S6

February 12, 1992

Alderman Terry Cooke
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Terry

I am calling on you once again to follow up on our Steel City Senior Bowl committee request to the City of Hamilton to support this year's high school football all-star classic.

The Second Annual Steel City Senior Bowl is slated for Saturday, June 27th, 2:00 p.m. at McMaster University.

We trust the City of Hamilton will support this popular event and would give serious consideration to hosting a post game reception as well as taking part in some of the various activities planned around the game. I should mention that our organization is charity oriented. Should you require further details, please do not hesitate to contact me.

In closing we look forward to your continued support towards the fine football tradition we share in the City of Hamilton.

Sincerely

Steve Bruno

Support the United Way

12(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 18

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Hess Village Jazz Festival**

RECOMMENDATION:

That Hamilton City Council deems the Hess Village Jazz Festival to be held 1992 July 17, 18 and 19, which is being sponsored by the Hess Village Merchant Association, to be an event of municipal significance and has no objection to the event taking place, subject to the approval of the temporary road allowance closure of Hess Street South, from King Street to Main Street, by the Transport and Environment Committee.

J. J. Schatz

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

This has become an annual event for the Hess Village Merchants and has been successful in drawing people to Hess Village.

Approval of the above resolution will authorize the L.L.B.O. to consider the application from the Hess Village Merchant Association to extend their patio facilities onto the road allowance in the form of a beer tent.

c.c.- Kevin Christenson, Secretary, Transport and Environment Committee
- Mr. Michael Temperley, Agent
Hess Village Merchant Association
The Gown & Gavel, 24 Hess Street South
Hamilton, Ontario L8P 3M8

12 (b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 11

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Hamilton Wentworth Stroke Recovery Association**

RECOMMENDATION:

That due to extreme budget restraints the request of the Hamilton Wentworth Stroke Recovery Association for the City of Hamilton to purchase space in the booklet entitled "Facts and Information Booklet all about Stroke and Recovery", be received.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Ad sizes as follows:

full page	-	$795.
1/2 page	-	$425.
1/4 page	-	$225.

BACKGROUND:

Attached is a copy of a letter from the Hamilton Wentworth Stroke Recovery Association requesting the City of Hamilton to purchase advertising space.

Although similar requests have been approved in the past, approval of this request will have an adverse impact on the Advertising and Promotion Account of the City Clerk's Department.

The City Clerk's Department advertising appropriation was reduced by $10,000. in 1990. The forecast of the 1992 Budget appears to demonstrate a further reduction of $10,000. as the 1992 Budget estimates have been prepared on the basis of a zero percent increase over the 1991 estimates.

Approval of this advertising request this year would encourage other similar requests which, if approved, would undermine City Council's budgeting restraints.

HAMILTON WENTWORTH
STROKE RECOVERY ASSOCIATION

500 Upper Wellington Street
P.O. Box 4535, Stn. 'D', Hamilton, Ontario L8V 4S7 • 575-4480

Dear John

This is to further our conversation of Feb 27/92. We are writing to you with regard to our special project to help better serve the community.

The Stroke Recovery's role in the community is to promote the return to society of a stroke survivor and the return again to a productive life and helping to cope with the shock and chaos of the initial experience.

Again we are putting together and 8½ x 11"**FACTS AND INFORMATION BOOKLET ALL ABOUT STROKE & RECOVERY"** which is being distributed free of charge, to the waiting areas of the local doctors, hospitals and libraries throughout the Hamilton area. The purpose of the booklet is to help better inform the public about the S.R.A., it's functions, new treatment methods, aids, medical and therapeutic advances and our hospital visitation programme.

We are asking for your support with our campaign by taking a space in the booklet;

Our book is 8½" x 11" & the ad sizes are as follows;

Full Page	$795.00	½ Page	$425.00	¼ Page	$225.00

We have enclosed a 2-part pledge card for your convenience, in hope that you can help us again. Through this booklet we hope to greatly enhance the understanding of stroke and its effects on the lives it touches.

Thanking you in advance for helping with what we feel will be of assistance, value and interest to everyone in the community.

Can you help again?

Yours truly,

C. Smith

C. Smith
Co-Ordinator

CS/gm
encl.

PLEASE MAKE YOUR CHEQUE PAYABLE TO THE HAMILTON WENTWORTH S.R.A.

12(c)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 18

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Request for an elected representative to serve on the Bay Area Restoration Council.**

RECOMMENDATION:

That consideration be given to the request for an elected official to serve on the Bay Area Restoration Council.

J. J. Schatz

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Letter of request attached.

/Attached.
c.c.- Mayor R. Morrow
- Alderman G. Copps
- Kenneth Hall, Executive Director
Bay Area Restoration Council of
Hamilton-Wentworth & Halton Regions

RECEIVED
MAR 3 1992
CITY CLERKS

THE BAY AREA RESTORATION COUNCIL
of Hamilton-Wentworth and Halton Regions

Life Sciences Building - R. 326
McMaster University
Hamilton, Ontario
L8S 4K1
February 29, 1992

Mr. J. Scaltz,
City Clerk,
Hamilton City Hall,
71 Main St. W.,
Hamilton, Ontario.
L8N 3T4

Dear Mr. Scaltz:

The Remedial Action Plan (RAP) for Hamilton Harbour is being developed by a team of technical experts from federal and provincial agencies along with a stakeholder group representing the economic, social, political and environmental interests of our community. To co-ordinate and implement the RAP the stakeholders have recommended a new structure which divides the stakeholders into two groups, the Bay Area Restoration Council and the Bay Area Implementing Team. The Bay Area Restoration Council is already in place and is presently consolidating its membership.

We feel that the City of Hamilton should have an elected representative on the Bay Area Restoration Council. Not only is your expertise, needed but a representative would give the City direct input into the decision-making process of this organization.

In the past the City of Hamilton has been represented on the Hamilton Harbour Stakeholders Group by Councillor Geraldine Copps. However, she has informed us that she will not be available for the 1992 year. Therefore we are requesting that another interested councillor be appointed as soon as possible to fill this obvious void.

Thank you for your assistance in this important matter. If additional information is needed please contact me at 525-9140 x7405 or at 627-1320.

Sincerely,

Kenneth Hall

Kenneth Hall
Executive Director
Bay Area Restoration Council of
Hamilton-Wentworth and Halton
Regions

c.c. Mayor R. Morrow

12 (d.)

CITY OF HAMILTON

- INFORMATION -

DATE: 1992 March 23

REPORT TO: Alderman D. Ross, Chairperson
and Members
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **F.C.M. Conference - 1992 June 5 - 8.**

BACKGROUND:

The 55th Annual Conference of the Federation of Canadian Municipalities will be held in Montreal, Quebec, 1992 June 5 - 8.

The approximately cost is $1,700. per person. Funding is available in the Legislative Travelling Account.

The City if Hamilton is entitled to have seven (7) voting delegates at this Conference.

J. J. Schatz
per

12(e.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 18

REPORT TO: Alderman D. Ross, Chairperson
and Members,
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Request for nominations - Executive Committee, Large Urban Section, Association of Municipalities of Ontario.**

RECOMMENDATION:

That consideration be given to the request of the Large Urban Section of the Association of Municipalities of Ontario, to submit nominations for its Executive Committee.

J. J. Schatz
City Clerk

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Nominations must be submitted before 1992 April 17th.

The Annual Meeting of the Large Urban Section will be held in Waterloo, Ontario on Friday, 1992 April 24th. The election of the Executive will be conducted at 1:30 p.m. The first meeting of the newly elected Executive will be held from 6:00 - 7:00 p.m. on the same day.

A copy of the Conference Agenda is herewith attached.

/Attached.

LARGE URBAN SECTION

ANNUAL CONFERENCE

April 24th, 1992

City of Waterloo, Ontario

REQUEST FOR NOMINATIONS

To the Head and Members of Council:

In accordance with the Policy Statement on the Conduct and Operation of the Large Urban Section of the Association of Municipalities of Ontario, municipalities with populations greater than 50,000 are hereby invited to submit nominations for the Executive Committee of the Large Urban Section. Information concerning eligibility and elections is attached.

If you wish further information, please do not hesitate to contact Claire Marchand at the AMO offices.

All nominations must be submitted to the Chair of the Nominating Committee at the address below on or before April 17, 1992:

Chair of the Nominating Committee
Large Urban Section
Association of Municipalities of Ontario
250 Bloor Street East
Suite 701
Toronto, Ontario
M4W 1E6

March 03, 1992.

RULES OF PROCEDURE
for
NOMINATIONS AND ELECTIONS

under the Authority of Section 8 of the Policy Statement for the Conduct and Operation of the Large Urban Section

1. The Nominating Committee duly constituted under Section 8 of the Policy Statement for the Conduct and Operation of the Large Urban Section shall present to the annual meeting its report, which shall contain at least one nominee for each of the offices as required under Section 4(c) of the aforesaid Policy Statement.

2. The Chairman of the Nominating Session shall then call for additional nominations from the floor. Said nominations may be made by motion of any two representatives of members of the Association in attendance at the meeting; and any person so nominated shall be a representative of a member of the Association.

3. All persons nominated must consent to their nominations, and in the absence of the person so nominated, the mover and seconder of the nomination must complete a consent form, which must be filed with the Chairman of the Nominations Session upon the close of nominations, at a location designated by the Chairman.

4. After a reasonable time has been allowed for additional nominations, the Chairman shall request a motion that the nominations be closed.

5. The elections, if required, shall be conducted by a Returning Office appointed by the Chairman of the Section. The Returning Officer may appoint any additional election officers as the Returning Officer deems appropriate. The Returning Officer shall arrange for the preparation of the ballot, upon which shall be listed, in alphabetical order, the names of all nominees for the Executive Committee who have consented to their nomination, or on whose behalf a consent form has been filed in accordance with paragraph (3) above.

6. The Returning Officer shall arrange for distribution of ballots to all "voting delegates".

7. In the conduct of the election, and at the count of the ballots, as nearly as practical, the appropriate provisions of The Municipal Elections Act shall apply, mutatis mutandis. In the case of any dispute, the decision of the Returning Officer is final.

8. In the case of any equality of votes for candidates in any office, the successful candidate shall be determined by lot, conducted by the Returning Officer.

9. Any candidate may appoint, in writing, a scrutineer to be present on his behalf at the conduct of the election and the count of the ballots. The scrutineer must present his written appointment to the Returning Officer.

10. The Returning Officer shall deliver the results of the election to the Chairman who shall announce the results at an appropriate time during the annual conference.

11. Following announcement of the results, the Returning Officer shall be deemed to be authorized to destroy the ballots.

Excerpts from the

THE POLICY STATEMENT ON THE CONDUCT AND OPERATION of the LARGE URBAN SECTION OF AMO

4. EXECUTIVE COMMITTEE AND OFFICERS

(a) Executive Committee

The Executive Committee of the Large Urban Section shall consist of Officers and ten (10) other members. The Executive Committee shall be comprised of political representatives and a minimum of two (2) and maximum of three (3) municipal appointed officials.

(b) Officers

The Officers of the Large Urban Section shall be defined as being the Chairman; the 1st Vice-Chairman; the 2nd Vice-Chairman; and the Immediate Past Chairman.

(c) Elections

Members of the Large Urban Executive Committee, except for the Immediate Past Chairman, shall be elected at the Annual Meeting of the Large Urban Section, and shall assume office immediately following the close of the Annual Meeting, and, except as herein otherwise provided, shall hold office until their successors are elected at an Annual Meeting.

(d) Election of Officers

At the meeting of the incoming Executive Committee, immediately following the close of the Annual Meeting, the first order of business shall be the election of a Chairman, 1st Vice-Chairman, and 2nd Vice-Chairman, from those members of the Executive Committee elected at the Annual Meeting. A member of the administrative staff of the Association shall assume the Chair for the conduct of the election of the Chairman, whereupon, the person shall vacate the Chair and the Chairman shall conduct the election for the remaining Offices.**

(e) Eligibility

Members of the Executive Committee of the Large Urban Section, shall be:

(i) elected representatives or appointed officials from member municipalities of the Association of Municipalities of Ontario as set forth within sections 4(a), 5, and 8 of Article XI, of the Constitution of the Association; and,

(ii) shall hold office only while they are elected members or appointed officials of a member municipality.

Excerpts from the AMO Constitution

Section 4. For the purposes of election or appointment to the Executive Committee of a Section, the Sections shall be defined as follows, subject to Section 5:

(a) **Large Urban** - Cities, Boroughs and Towns having a population of 50,000 or more.

Section 5. Where a member wishes to be eligible for representation on the Executive Committee of a Section other than the Section for which the member would normally be eligible, the member may apply in writing to the Executive Committee of the Section for which it wishes to be eligible. Upon approval of that Executive Committee, the member shall become eligible for representation on that Executive Committee, and will cease to be eligible for representation on the Executive Committee for which it was previously eligible.

Section 8. No member municipality shall have representation on more than one Section Executive Committee. Section 8 does not apply to those municipalities within territorial districts who may have representation on the Northern Ontario Section and one other Section.

** *That the new Chairman and new officers assume office immediately following their election at the April Annual Meeting.*

AMO Large Urban Section Annual Meeting

April 24, 1992
Waterloo Inn, Waterloo

Agenda

9:00 am *Greetings*

Mayor Brian Turnbull, Waterloo,
Chair, Large Urban Section
Mayor Dom Cardillo, Kitchener
Doug Hutton, Kitchener Industrial Coalition

Opening Speaker

Jim Harris, co-author
The 100 Best Companies to Work for in Canada

"Continuous Improvement, Total Quality Management (TQM), or *kaizen* are all based on the philosophy that no matter how well something is done it can always be done better. This Japanese management practice is exemplified by Toyota's Cambridge plant which won the 1991 J.D. Power and Associates *Gold Award for Quality.* The plant's *Corolla's* in North America. Toyota's success is due to total employee involvement in production, an overall atmosphere of openness and questioning, an absence of the traditional Western top-down management style, and a heavy investment in training. Any employee can stop the entire production line at any time if he/she suspects any car is flawed. Toyota's employees are full partners - they understand the overall corporate objectives and know how their departmental and personal goals support these objectives. Through discussion and a series of examples, we will explore how Continuous Improvement can be implemented in municipal administrations."

Municipal Case Studies

Burlington

Two practical budget measures that pay dividends

"Burlington's new Mayor and Council have attacked the budget challenge of 1992 on two fronts: (1) greater community and private sector participation, especially through the unique device of a Citizens' Budget Advisory Committee; and, (2) promoting Management's 'Productivity Improvement Initiative', with the earliest positive development being a re-thinking of some conventional (and expensive) assumptions about fire service operations."

Etobicoke

Council and employees: Sharing the philosophy

"In 1991, City Council placed a priority on the provision of flexible, responsive, affordable service. Thus, our focus over the past two years has been to improve the quality of service response, both to our external and internal customers. Council recognized that we needed to bring the public sector more in line with private sector initiatives which looked at issues such as productivity, improvement, morale, employee involvement and a shared philosophy of service."

Kitchener

Cost cutting in transit and fleet management

"During 1991, with the assistance of consultants, the City of Kitchener management carried out a major study of its Transit and Public Works Fleet Management. The study resulted in a new fleet maintenance program which moved the majority of work from day shift to evenings and nights. It resulted in a net reduction of nine mechanics and fleet service personnel and an annual savings of $550,000. It also resulted in the introduction of a new work measurement system which identifies individual and group productivity and provided a basis for measuring ongoing productivity gains."

Waterloo — Getting focussed through task forces, think tanks, and management exchanges

"The City of Waterloo is implementing a number of innovative ideas designed to encourage teamwork and a better understanding of individual roles through initiatives such as an internal/external management exchange program, interdepartmental task forces, and think tanks on policies."

12:00 -1:30 pm — *Lunch* — Keynote Speaker: *Hon. Dave Cooke* Minister of Municipal Affairs

1:30 pm — *Vote for Executive of Large Urban Section*

2:00-4:00 pm — *Panel Discussion on the Sewell Commission:* Reform of the Planning Process

Speakers
- Member of the Commission on Planning and Development Reform in Ontario
- Member of A.M.O.'s Planning Task Force
- Municipal Councillor

4:00-6:00 pm — *Reception*

6:00-7:00 pm — *Meeting of Executive of Large Urban Municipalities*

13(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 16

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Charlene J. Coutts, Secretary
Hamilton Status of Women Sub-Committee

SUBJECT: Circularization of Inappropriate Memorandum to Regional Staff - Action Request

RECOMMENDATION:

That a letter be sent to the Regional Municipality of Hamilton-Wentworth encouraging the Region to take active measures which may include Sensitivity Training, Workshops on Sexism in the Workplace, or other relevant measures to ensure that incidents such as the recent incident which involved the circularization of an inappropriate memorandum by a Regional Department Head to Regional Staff do not occur.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The aforementioned recommendation was made by the Hamilton Status of Women Sub-Committee at its meeting held 1992 March 09 in response to the recent report of an inappropriate memorandum respecting possible lay-offs that was distributed to employees in the Regional Clerk's Office.

cc: Mr. John Johnston, Commissioner of Human Resources
Alderman Mary Kiss
Alderman Dominic Agostino

CITY OF HAMILTON

- RECOMMENDATION -

13(b)

DATE: 1992 March 16

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Charlene J. Coutts, Secretary
Hamilton Status of Women Sub-Committee

SUBJECT: Permission to Display Poster Commemorating Women Killed by Male Violence in Ontario in 1991 and the Victims of the 1989 Montreal Massacre

RECOMMENDATION:

That permission be granted to the Hamilton Status of Women Sub-Committee to permanently display a framed poster as created by Artist Joss MacLennan which commemorates both the women killed by male violence in Ontario in 1991 and the victims of the 1989 Montreal Massacre on the west wall of the 2nd floor foyer, City Hall outside the Council Chambers.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

All costs associated with framing the poster will be paid by the Hamilton Status of Women Sub-Committee

BACKGROUND:

The poster is a reprint of the original work commissioned to mark December 6 as the Provincial Day of Remembrance and Action on Violence Against Women.

A copy of the poster will be available at the next meeting of the Finance & Administration Committee for viewing.

cc: Mr. Dan Vyce, Director of Property

14.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 19

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: I.R. Hammel
Acting Treasurer

SUBJECT: **H.M.R.F. PENSION EQUITY WITH O.M.E.R.S.**

RECOMMENDATION:

The Hamilton Municipal Retirement Fund (H.M.R.F.) met March 12, 1992, and recommended:

a) That an ad hoc increase be granted to H.M.R.F. pensioners effective January 1, 1992 to coincide with the increase granted to O.M.E.R.S. pensioners. This increase is to be based on the following criteria.

   i) Pensions under payment at October 1, 1990 will receive the greater of 5.47% (100% of the inflation rate for the period September 1990 to September 1991) or the increase calculated under the service method ($1 x the number of years service x the number of years on pension). Pensions under payment effective November 1, 1990 - September 1, 1991 receive a prorated increase.

   ii) That the estimated cost of $3.5 million for this pension increase be met by special annual payments of $421,000.00 over fifteen years, and financed in 1992 from the "Reserve for Future Pension Liabilities", Centre 00178.

b) i) That the guaranteed pension indexing commencing January 1, 1992 be implemented as follows:

   - the guaranteed inflation increase will be 70% of the Consumer Price Index (CPI) increase measured from September to September, up to a maximum guaranteed increase in any year of 6% and,

   - an additional ad hoc "Top-Up" increase may be granted by the H.M.R.F. to coincide with O.M.E.R.S. Top-Up increase if the H.M.R.F. Plan surplus allows,

- any inflation increase in excess of the 6% maximum will be carried forward to future years,

- the combined increases will be effective January 1 of each year.

The indexing formula will apply to all pensions currently being paid and deferred pensions.

ii) That the payment of estimated cost for pre-funding this indexing formula of $19.7 million (or special annual payments of $2,302,000.00 over 15 years) be deferred and recognized on a year to year basis as indicated by the annual valuation of the fund, and the City's contributions be adjusted as required in the future.

I. R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

- the "Reserve for Future Pension Liabilities" has sufficient funds ($1,059,000.00) to finance the cost of the 5.47% inflation increase granted for 1992;

- actuarial valuations for the Fund will continue to be prepared annually, and the additional liabilities will be recognized on a year-by-year basis.

BACKGROUND:

The H.M.R.F. Sub-Committee met March 12, 1992 and approved of the above recommendations.

City Council in 1982 approved a resolution whereby any increases awarded by O.M.E.R.S. would also be granted to H.M.R.F. pensioners. City Council in 1988 approved a resolution that commencing 1989 any increases awarded to H.M.R.F. pensioners be the greater of the percentage increase or the service method.

The annual cost to the H.M.R.F. for pension is currently $7,750,000.00.

The City's actuaries, The Wyatt Co., has costed the 1991 increase to H.M.R.F. pensioners, coinciding with the increase to O.M.E.R.S. pensioners, and the City is obliged to make a special payment in 1992 of $421,000 to fund this liability. In addition, the increase in liabilities to the Fund for guaranteeing a 70% CPI annual increase has been costed at $19.7 million, however, the payments may be deferred and recognized on a year-to-year basis.

The amount of the unfunded liabilities, if any, will be known following the annual actuarial valuation of the Fund. It may be that other plan experience would be of a positive nature and would help to mitigate the additional liabilities arising from future pensioner increases.

15(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 17 MAR 19 1992

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King
Building Commissioner

SUBJECT: Complaint under the Development Charges Act
Presbyterian Residences (Hamilton) Inc.
10 Rice Avenue (Sec. B) (92.4.12)

RECOMMENDATION:

After hearing the evidence and submission of the complainants, Presbyterian Residences (Hamilton) Incorporated, the Council for the Corporation of the City of Hamilton hereby confirms that the development charges for the property located at 10 Rice Avenue be imposed pursuant to the City Development Charges By-law 90-74.

L.C. King, P.Eng.
PCL/LCK/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

BACKGROUND:

At the Finance and Administration Committee meeting held 1991 January 21, the above matter was discussed and referred back to the Building Department for further investigation and legal ramifications of providing any grants or other such financial assistance to the applicant for relief of the development charges.

...2

The Law and Building Departments in conjunction with the Chief Administrative Officer met and considered the merits of the application and legal implications that the City would be assuming if the development charges owing on this project were deleted in any fashion. It was a general consensus that the by-law for development charges does apply to the project and that development charges would be payable. There is no exemption in the by-law for non-profit housing except for those funded by the Ministry of Housing and with approved budgets prior to the passing on the by-law.

The Law Department has confirmed that under the Development Charges Act, the only possible means of granting a relief, if applicable, is if an error is made in the calculation or application of the by-law. In this particular case, the by-law came into effect 1990 March 27 and, as yet, the applicant has not yet made application for building permit so would be subject to full requirements under the by-law.

In that the City does not have any mechanism or any funding packages to provide grants to organization or non-profit corporations, the City is not aware of any financial aid which can be given to the non-profit organization to offset the development charges payable. Based on this information, it is recommended that the applicant pursue other avenues for obtaining funding if the application of the development charges jeopardizes the project.

15(b.)

CITY OF HAMILTON

- RECOMMENDATION -

MAR 19 1992

DATE: 1992 March 17

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King
Building Commissioner

SUBJECT: Complaint under the Development Charges Act
C.H. Heist Limited
84 Birmingham Street (92.4.12)

RECOMMENDATION:

After hearing the evidence and submission of the complainant, C.H. Heist Limited, the Council for the Corporation of the City of Hamilton hereby confirms the development charges imposed on the property located at 84 Birmingham Street has been properly imposed pursuant to the City Development Charges By-law 90-74.

L.C. King, P.Eng.
P&L/LCK/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

City development charges of $17,884.74 were paid based on application of the by-law.

BACKGROUND:

The owner of the property was issued a building permit on 1991 November 14 to construct a 9,600 square foot building for garage and warehouse purposes. In a letter dated 1991 October 4 (letter attached) the owner, C.H. Heist Limited, explains the reasons for appeal.

One of the main reasons as cited in the letter is that there is a hydro easement and transmission tower prohibiting development of a portion of the property and that buildings cannot be built on it. The easement agreement was reviewed with the Law Department and it is the City's position that the easement only limits the height of buildings which can be constructed upon the lands and does not prohibit development of the property.

Heist

September 26, L991

City of Hamilton
Department of Buildings
City Hall, 71 Main Street West
Hamilton, Ontario
L8N 3T4

Attention: Mr. Len King, Building Commissioner

Dear Sir:

Reference: Development Fees

C. H. Heist, Ltd. is an industrial services firm which has been providing specialized cleaning and maintenance services to heavy industry in and out of Hamilton for more than thirty years.

We own approximately 3.8 acres of land at 84 Birmingham Street in Hamilton. Our plans are to use a small portion of this land to build a 9600 square foot building, the majority of which will be garage and warehouse. There will be employee parking areas and some truck parking.

This property has been built on previously and the buildings since demolished. Exactly how much development has taken place is not clear but the records show a building permit and a demolition permit which are attached. The site has most recently been used as a parking area.

We have entered into a contract with a local builder and the steel building which represents the major portion of the structure will be manufactured locally. It was only at the time we made application for a building permit that we became aware of the fact that development fees existed and could be applicable.

Based upon the formula adopted by the City and the Region to calculate development fees, we find that because our proposed building is small in relation to the lot size, the proposed fees become outrageously disproportionate to budgeted building costs. The project is now jeopardized.

In view of the following, we would ask for a Development Fee exemption:

1. The building will occupy a small portion of the total property.

C. H. Heist, Ltd.
700 Dorval Drive, Suite 508 ☐ Oakville, Ontario ☐ CANADA L6K 3V3 ☐ Telephone (416) 842-6920 ☐ Fax (416) 842-5419

2. All necessary services exist and are adequate.

3. Our demand for existing services would be exceptionally light.

4. This property has been continuously serviced with Hydro for at least the past 25 years and we continue to utilize power on this property to this day.

5. A Hydro easement and transmission tower prohibit the development of a portion of the property.

6. Previous development has taken place on this property.

7. C. H. Heist, Ltd. has been paying property and business taxes in the immediate area of this site for the past twenty years.

8. Our Company has been an industrial resident of Hamilton and local employer for many years. Presently we are employing in excess of 100 people.

9. Our development will enhance the immediate industrial area.

Recent discussions with Mr. Willy Wong have led us to believe that the City might review our application for relief favourably.

We would like to thank you for your serious consideration in this matter, and would welcome a meeting at your discretion. We look forward to hearing from you at your earliest convenience.

Yours very truly,

Andrew R. Crowe
Vice President

ARC:lk

cc: Mr. Lee Kirkby - The Hamilton & District
Chamber of Commerce

15(c.)

CITY OF HAMILTON

- RECOMMENDATION -

MAR 19 1992

DATE: 1992 March 17

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King
Building Commissioner

SUBJECT: Complaint under the Development Charges Act
26 Arrowsmith Road (92.4.12)

RECOMMENDATION:

After hearing the evidence and submission of complainant, D.M. Industries Incorporated, the Council for the Corporation for the City of Hamilton hereby confirms the development charges imposed on the property located at 26 Arrowsmith Road as having been properly imposed pursuant to the City Development Charges By-law 90-74.

L.C. King, P.Eng.
PGL/LCK/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The City has collected development charges of $9,473.44 based on application of the By-law.

BACKGROUND:

On 1990 October 19, the owner of the building, D.M. Industries Incorporated, made application for a building permit. The building permit was for the addition of a second floor within the existing building. The building is a combined office and industrial purpose.

The gross floor area of 6,654m^2 on the second floor was added by virtue of this building permit application. The addition is usable and intended for office use. The lot area is 19,000m^2. The total gross floor area before the addition was 6,844m^2 and after the addition is 13,500m^2.

...2

The additional floor area is unfinished at the present time presumably due to lack of tenants. However, the space can be filled when the economic climate improves.

With respect to the complaint, please find attached a letter from the owner's solicitor dated 1991 April 23 which outlines their client's position with respect to payment of development charges.

The Development Charges Staff Subcommittee reviewed this complaint under the Development Charges Act and came to the conclusion that the additional floor space could be used at any time, although not presently being utilized, and as such should be subject to development charges under the Development Charges By-law.

c.c. - D.M. Industries Inc.
26 Arrowsmith Road
Hamilton, Ontario L8E 4H8

- Agro, Zaffiro, Parente, Orzel & Baker
Barristers & Solicitors
1 James Street South
P.O. Box 2069, Station "A"
Hamilton, Ontario L8N 3G6
Attention: David A. Elliot

AGRO, ZAFFIRO, PARENTE, ORZEL & BAKER

BARRISTERS & SOLICITORS

NICHOLAS J. ZAFFIRO, Q.C.
EDWARD J. ORZEL, Q.C.
STANLEY P. JASKOT, B.A., LL.B.
JOHN W. LOGAN, B.A., LL.B.
MICHAEL DALE PARAYESKI, LL.B.
JANE A. MILANETTI, B.A., LL.B.
VANDA A. SANTINI, B.A., B.C.L., LL.B.
Z. S. PETE VOLARIC, B.A., LL.B.
KATHRYN A. McKAGUE, B.A. (HONS.), LL.B.
JOHN A. PARENTE, Q.C.
MICHAEL L. BAKER, Q.C.
FRANCIS A. DeSANTIS, B.A., LL.B.
IAN P. NEWCOMBE, B.A., LL.B.
CHARLES P. CRIMINISI, LL.B.
MARTHA B. ZIVOLAK, B.A. (HONS.), LL.B.
DAVID A. ELLIOT, B.A., LL.B.
PAUL T. FERRACUTI, LL.B.
BRIAN J. LAWSON, B.A. (HONS.), M.A., LL.B.

TELEPHONE (416) 527-6877
FACSIMILE (416) 527-6843

FOURTH FLOOR
ONE JAMES STREET SOUTH

MAIL:
P. O. BOX 2069, STATION "A"
HAMILTON, ONTARIO
L8N 3G6

Via FAX
and Delivered

April 23, 1991

The Council of the Corporation
of the City of Hamilton
71 Main Street East
Hamilton, Ontario
L8N 3T4

Attention: City Clerk's Office

Dear Sirs:

RE: D.M. Industries Inc.
26 Arrowsmith Road, Hamilton
Development Charges Assessed January 30, 1991

We are the Solicitors of D.M. Industries Inc., 26 Arrowsmith Road, Hamilton.

On behalf of our client please consider this letter as a complaint in writing pursuant to Section 8 of the Development Charges Act, R.S.O. 1989.

It is our clients' position that there has been an error in the application of the City's Development Charges By-Law in relation to development charges assessed against it on January 30, 1991 in conjunction with an application for a building permit. It is our clients' position that although technically the gross floor area of its building may have increased, it has no more usable area. The increase is due to the addition of a second floor mezzanine area which is unfinished. It is our clients' position that the increase in area has not increased the need for services to this building. No additional washroom facilities have been added to the building as a result of this redevelopment. In fact, the need for services to this building has likely decreased in that prior to the redevelopment there were approximately 250 persons working in this building, whereas now there are approximately 200.

. . . . . /2

It is our clients' position that due to the above special circumstances that the reasons that development charges are imposed do not apply in these circumstances and that a refund is in order.

Notice to the hearing before Council should be sent to Agro, Zaffiro, Parente, Orzel & Baker Attention: David A. Elliot.

Yours very truly,

DAVID A. ELLIOT

DAE:rjc

cc: D.M. Industries Inc.

cc: Building Department
Attn: T. Redmond

7. **Development Charges Appeal - 435 Kenilworth Avenue North (FIN 91-110)**

That after further review of the evidence, the Council of the Regional Municipality of Hamilton-Wentworth hereby confirms the development charges imposed on the non-residential development located at 435 Kenilworth Avenue North, Hamilton, in the amount of $4,050.00, as having been properly imposed pursuant to the Region's Development Charges By-law No. R90-082. **Item 4.5**

Note: Messrs. B. and L. Fowler were in attendance at the meeting.

8. **Development Charges Appeal - 26 Arrowsmith Road, Hamilton (FIN 91-106)**

a) That the development charges for the property at 26 Arrowsmith Road, Hamilton, be deferred until such time as the additional space is used;

b) That the Legal Services Department be requested to implement the appropriate agreement. **Item 4.1**

9. **Water Turn Off/On Charges (FIN 91-111)**

a) That the user fee for water turn off/on be exempted when an operating building control valve is installed prior to the service being turned back on;

b) That water turn off and on charges for the period June 12, 1991 to August 20, 1991 be cancelled;

c) That the appropriate by-law to amend Regional Waterworks By-law R84-026 be introduced and approved. **Item 4.6**

10. **Property/Casualty Insurance - 1991/1992 Renewals for the Region and Transit (FIN 91-119)**

a) That the Region (including Transit) renew the insurance coverages as outlined in Exhibit "A" attached to Report FIN 91-119, for the term from September 1, 1991 to August 31, 1992;

b) That the Region (including Transit) continue a review of the potential benefits of a "Fronting Arrangement" upon passage of revisions to the Ontario Motorist Protection Plan;

c) That the Region reduce the budget cost of its Insurance Program by $100,000 each year for the next five years beginning in 1991, subject to the occurrence of major claims and continuing satisfactory interest earnings;

16.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 19

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

MAR 19 1992

FROM: Charlene J. Coutts, Secretary
French Sub-Committee

SUBJECT: Municipal Work Experiences Programs for 1992 - Ontario-Quebec Municipal Student Exchange Program.

RECOMMENDATION:

a) That the City of Hamilton participate in the Ministry of Municipal Affairs' Ontario-Quebec Municipal Student Exchange Program by hiring one (1) Quebec College or University student for a twelve-week summer placement from 1992 May 25 to 1992 August 14 to learn about local government through work experience; to improve proficiency in English; and to experience a different culture.

b) That the City pay 50% of the exchange student's salary, including benefits to a maximum of $150.00 per week with the Ministry of Municipal Affairs matching the City's contribution of up to $150.00 per week.

c) That the Commissioner of Human Resources make the necessary application to the Ministry of Municipal Affairs for program participation including a detailed job description for the student's twelve-week work plan.

d) That the Finance and Administration Committee determine the method of financing this expenditure.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Ministry of Municipal Affairs will match the City's contribution up to $150.00 per week including benefits.

The City's contribution would not exceed $1800.00 ($150.00 x 12 weeks).

BACKGROUND:

The Ministry of Municipal Affairs in co-operation with the Ontario-Quebec Commission for co-operation, is offering 25 Ontario/Quebec College and University Students a twelve-week summer job in municipalities in Quebec/Ontario.

The objectives of the program are to learn about local government through work experience; to improve proficiency in English; and to experience a different culture.

Students will be matched according to their field(s) of study.

cc: Alderman W. McCulloch
Alderman F. D'Amico
John Johnston, Commissioner of Human Resources
Roy Hammel, Acting Treasurer

URBAN/MUNICIPAL
CAH ON HBL A05
C51F31

Urban/Municipal Librarian
Public Library
2nd Floor

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

URBAN MUNICIPAL

APR 13 1992

GOVERNMENT DOCUMENTS

1992 April 3

NOTICE OF MEETING

FINANCE AND ADMINISTRATION COMMITTEE

Thursday, 1992 April 9
9:30 a.m.
Room 233, City Hall

Susan K. Reeder

Susan K. Reeder
Secretary

AGENDA

9:30 O'CLOCK A.M.

1. **DELEGATION**

Complaints under the Development Charges Act

(a) C.H. Heist Limited, 84 Birmingham Street.

(b) D.M. Industries Inc., 26 Arrowsmith Road.

(c) Ronald McDonald House, 1510 Main Street West.

Request for exemption of payment of Development Charges

(d) Presbyterian Residences (Hamilton) Inc., 10 Rice Avenue.

2. **CONSENT AGENDA**

3. **RESOLUTION**

   (a) Resolution from the City of Peterborough respecting an amendment to the Fire Department Act.

      (i) Information Report of clarification on the above-noted resolution.

4. **ACTING TREASURER**

   (a) Taxation Brochure.

5. **HOUSING DEPARTMENT AND ACTING CITY TREASURER**

   (a) Ada Pritchard and Macassa Park Apartments - Building Condition Survey.

6. **CITY CLERK**

   (a) Appointment of Citizen Member to the Hamilton Civic Hospitals Board of Directors.

7. **MANAGER OF PURCHASING**

   (a) Twenty year maintenance agreement with Otis Canada Inc., various equipment locations.

8. **ENGLISH LANGUAGE SUB-COMMITTEE**

   (a) Membership Vacancy.

   (b) Mandate.

9. **OTHER BUSINESS**

10. **ADJOURNMENT**

OUTSTANDING ITEMS

FINANCE & ADMINISTRATION COMMITTEE

1. (a) Policy to exempt Parking Authority from realty and business tax -Budget Meeting 1990 Feb. 23 and Regular Meeting 1990 Mar. 22 (Presently under review by Treasurer)

   (b) Examine feasibility of directing the net revenue from parking fines into the Reserve Account - 1990 March 22 (presently under review by Treasurer).

2. Street Vendors Program - Examine all aspects of the Program and report back to Finance and Administration Committee. Report and recommendations pending from Manager, Licensing Division.

3. Council Agenda Line (1990 Aug. 23) - Report pending from Manager of Property Maintenance and Manager of Purchasing.

4. Steel City Flea Market - Flea Market By-law #87-234-Report pending for Manager of Licensing.

5. Review Civic Awards regulations to include recognition of cultural achievements (1992 January 09). Staff report pending.

6. H.S.P.C.A. to report back on possible amendments to existing legislation to improve power to confiscate vicious animals - 1992 January 23.

7. Windermere Basin 1992 February 06 - Status report pending from City's Appointee to Hamilton Harbour Commissioners.

8. Theatre Terra Nova - Reduction in monthly mortgage payments - Referred back by City Council 1992 February 25.

9. Proposed By-law to Regulate the Sale of Tobacco to Minors - Report Pending from City Clerk - 1992 February 20.

10. Review process for repossessing properties for outstanding taxes - Requested by Alderman Copps in letter dated 1992 February 28 to Acting Treasurer.

11. Caretaking Services at various Recreation Centres - 1992 March 5 - Report referred back to staff for further review.

12. Regulation of Sale of Glue - 1992 March 5 - Report from City Solicitor pending.

13. Up-date on Vehicle Fleet Leasing Proposals - 1992 March 5 - Report from Acting Treasurer pending.

14. Report - Tendering the City's Insurance Portfolio.

15. Information Report - Manager of Purchasing - City's Energy Lightbulb Programme - requested 1992 March 26.

1 (a.)

CITY OF HAMILTON

- RECOMMENDATION -

R E V I S E D

DATE: 1992 March 27

MAR 30 1992

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King
Building Commissioner

SUBJECT: Complaint under the Development Charges Act
C.H. Heist Limited
84 Birmingham Street (92.4.12)

RECOMMENDATION:

After hearing the evidence and submission of the complainant, C.H. Heist Limited, the Council for the Corporation of the City of Hamilton hereby confirms the development charges imposed on the property located at 84 Birmingham Street has been properly imposed pursuant to the City Development Charges By-law 90-74.

L.C. King, P.Eng.
PCL/LCK/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Payment of $17,884.75 was made upon building permit issuance. A refund of $3,810.18 is owing due to a recent severance of .33 ha from the site. Total development charges of $14,074.57 will be retained by the City.

BACKGROUND:

Under the Development Charges Act, an owner may complain in writing to the City on the following basis:

> 8.(1) An owner may complain in writing to the council of a municipality in respect to the development charge imposed by the municipality on the owner's development that,
>
> (a) the amount of the development charge imposed was incorrect or was based on incorrect data;

...2

(b) the amount credited to the owner under section 13 is incorrect;

(c) the amount of a previous development charge being credited under section 14 is incorrect; or

(d) there was an error in the application of the development charge by-law.

The property was also subject to a recent decision of the Land Division Committee in which 0.33 acres were severed. This severance results in a reduction in the development charges by $3,810.18. Development charges based upon the lot area would appear to encourage the creation of smaller parcels of land.

The owner of the property was issued a building permit on 1991 November 14 to construct a 9,600 square foot building for garage and warehouse purposes. In a letter dated 1991 October 4 (letter attached) the owner, C.H. Heist Limited, explains the reasons for appeal.

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1992 March 25

C. H. Heist, Ltd.
700 Dorval Drive
Suite 508
Oakville, Ontario
L6K 3V3

Attention: Andrew R. Crowe, Vice-President

Dear Mr. Crowe:

Re: 84 Birmingham Street, Hamilton

Pursuant to Section 8(4) of the Development Charges Act, notice is hereby given that the Finance and Administration Committee will consider your request for relief of payment of development charges for the above property at its next meeting scheduled for 1992 April 9th.

Would you please arrange to be in attendance at 9:30 o'clock a.m., in Room 233, City Hall at which time the Finance and Administration Committee will formally consider your complaint.

I trust these arrangements are satisfactory, however, would you please advise me if such is not the case.

Yours truly,

Susan K. Reeder

Susan K. Reeder, Secretary
Finance and Administration Committee

c.c.- Alderman D. Ross, Chairperson, Finance and Administration Committee
- Mayor R. Morrow
- Mr. R. Hammel, Acting City Treasurer
- Mr. T. Daw, Manager of Revenues, Treasury Department
- Mr. L. King, Building Commissioner
- Ms. Dorothy Redfern, Development Co-Ordinator, Regional Finance Department

1 (b.)

CITY OF HAMILTON

- RECOMMENDATION -

MAR 19 1992

DATE: 1992 March 17

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King
Building Commissioner

SUBJECT: Complaint under the Development Charges Act
26 Arrowsmith Road (92.4.12)

RECOMMENDATION:

After hearing the evidence and submission of complainant, D.M. Industries Incorporated, the Council for the Corporation for the City of Hamilton hereby confirms the development charges imposed on the property located at 26 Arrowsmith Road as having been properly imposed pursuant to the City Development Charges By-law 90-74.

L.C. King, P.Eng.
PCL/LCK/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The City has collected development charges of $9,473.44 based on application of the By-law.

BACKGROUND:

On 1990 October 19, the owner of the building, D.M. Industries Incorporated, made application for a building permit. The building permit was for the addition of a second floor within the existing building. The building is a combined office and industrial purpose.

The gross floor area of 6,654m^2 on the second floor was added by virtue of this building permit application. The addition is usable and intended for office use. The lot area is 19,000m^2. The total gross floor area before the addition was 6,844m^2 and after the addition is 13,500m^2.

...2

The additional floor area is unfinished at the present time presumably due to lack of tenants. However, the space can be filled when the economic climate improves.

With respect to the complaint, please find attached a letter from the owner's solicitor dated 1991 April 23 which outlines their client's position with respect to payment of development charges.

The Development Charges Staff Subcommittee reviewed this complaint under the Development Charges Act and came to the conclusion that the additional floor space could be used at any time, although not presently being utilized, and as such should be subject to development charges under the Development Charges By-law.

c.c. - D.M. Industries Inc.
26 Arrowsmith Road
Hamilton, Ontario L8E 4H8

- Agro, Zaffiro, Parente, Orzel & Baker
Barristers & Solicitors
1 James Street South
P.O. Box 2069, Station "A"
Hamilton, Ontario L8N 3G6
Attention: David A. Elliot

AGRO, ZAFFIRO, PARENTE, ORZEL & BAKER

BARRISTERS & SOLICITORS

NICHOLAS J. ZAFFIRO, Q.C.
EDWARD J. ORZEL, Q.C.
STANLEY P. JASKOT, B.A., LL.B.
JOHN W. LOGAN, B.A., LL.B.
MICHAEL DALE PARAYESKI, LL.B.
JANE A. MILANETTI, B.A., LL.B.
VANDA A. SANTINI, B.A., B.C.L., LL.B.
Z. S. PETE VOLARIC, B.A., LL.B.
KATHRYN A. McKAGUE, B.A. (HONS.), LL.B.
JOHN A. PARENTE, Q.C.
MICHAEL L. BAKER, Q.C.
FRANCIS A. DeSANTIS, B.A., LL.B.
IAN P. NEWCOMBE, B.A., LL.B.
CHARLES P. CRIMINISI, LL.B.
MARTHA B. ZIVOLAK, B.A. (HONS.), LL.B.
DAVID A. ELLIOT, B.A., LL.B.
PAUL T. FERRACUTI, LL.B.
BRIAN J. LAWSON, B.A. (HONS.), M.A., LL.B.

TELEPHONE (416) 527-6877
FACSIMILE (416) 527-6843

FOURTH FLOOR
ONE JAMES STREET SOUTH

MAIL:
P. O. BOX 2069, STATION "A"
HAMILTON, ONTARIO
L8N 3G6

Via FAX
and Delivered

April 23, 1991

The Council of the Corporation
of the City of Hamilton
71 Main Street East
Hamilton, Ontario
L8N 3T4

Attention: City Clerk's Office

Dear Sirs:

RE: D.M. Industries Inc.
26 Arrowsmith Road, Hamilton
Development Charges Assessed January 30, 1991

We are the Solicitors of D.M. Industries Inc., 26 Arrowsmith Road, Hamilton.

On behalf of our client please consider this letter as a complaint in writing pursuant to Section 8 of the Development Charges Act, R.S.O. 1989.

It is our clients' position that there has been an error in the application of the City's Development Charges By-Law in relation to development charges assessed against it on January 30, 1991 in conjunction with an application for a building permit. It is our clients' position that although technically the gross floor area of its building may have increased, it has no more usable area. The increase is due to the addition of a second floor mezzanine area which is unfinished. It is our clients' position that the increase in area has not increased the need for services to this building. No additional washroom facilities have been added to the building as a result of this redevelopment. In fact, the need for services to this building has likely decreased in that prior to the redevelopment there were approximately 250 persons working in this building, whereas now there are approximately 200.

. . . . . /2

It is our clients' position that due to the above special circumstances that the reasons that development charges are imposed do not apply in these circumstances and that a refund is in order.

Notice to the hearing before Council should be sent to Agro, Zaffiro, Parente, Orzel & Baker Attention: David A. Elliot.

Yours very truly,

DAVID A. ELLIOT

DAE:rjc

cc: D.M. Industries Inc.

cc: Building Department
Attn: T. Redmond

7. **Development Charges Appeal - 435 Kenilworth Avenue North (FIN 91-110)**

That after further review of the evidence, the Council of the Regional Municipality of Hamilton-Wentworth hereby confirms the development charges imposed on the non-residential development located at 435 Kenilworth Avenue North, Hamilton, in the amount of $4,050.00, as having been properly imposed pursuant to the Region's Development Charges By-law No. R90-082. **Item 4.5**

Note: Messrs. B. and L. Fowler were in attendance at the meeting.

8. **Development Charges Appeal - 26 Arrowsmith Road, Hamilton (FIN 91-106)**

a) That the development charges for the property at 26 Arrowsmith Road, Hamilton, be deferred until such time as the additional space is used;

b) That the Legal Services Department be requested to implement the appropriate agreement. **Item 4.1**

9. **Water Turn Off/On Charges (FIN 91-111)**

a) That the user fee for water turn off/on be exempted when an operating building control valve is installed prior to the service being turned back on;

b) That water turn off and on charges for the period June 12, 1991 to August 20, 1991 be cancelled;

c) That the appropriate by-law to amend Regional Waterworks By-law R84-026 be introduced and approved. **Item 4.6**

10. **Property/Casualty Insurance - 1991/1992 Renewals for the Region and Transit (FIN 91-119)**

a) That the Region (including Transit) renew the insurance coverages as outlined in Exhibit "A" attached to Report FIN 91-119, for the term from September 1, 1991 to August 31, 1992;

b) That the Region (including Transit) continue a review of the potential benefits of a "Fronting Arrangement" upon passage of revisions to the Ontario Motorist Protection Plan;

c) That the Region reduce the budget cost of its Insurance Program by $100,000 each year for the next five years beginning in 1991, subject to the occurrence of major claims and continuing satisfactory interest earnings;

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1992 March 25

D. M. Industries Inc.
26 Arrowsmith Road
Hamilton, Ontario
L8E 4H5

Dear Sir/Madam:

Re: 26 Arrowsmith Road

Pursuant to Section 8(4) of the Development Charges Act, notice is hereby given that the Finance and Administration Committee will consider your request for relief of payment of development charges for the above property at its next meeting scheduled for 1992 April 9th.

Would you please arrange to be in attendance at 9:30 o'clock a.m., in Room 233, City Hall at which time the Finance and Administration Committee will formally consider your complaint.

I trust these arrangements are satisfactory, however, would you please advise me if such is not the case.

Yours truly,

Susan K. Reeder.

Susan K. Reeder, Secretary
Finance and Administration Committee

c.c.- Alderman D. Ross, Chairperson, Finance and Administration Committee
- Mayor R. Morrow
- Mr. R. Hammel, Acting City Treasurer
- Mr. T. Daw, Manager of Revenues, Treasury Department
- Mr. L. King, Building Commissioner
- Ms. Dorothy Redfern, Development Co-Ordinator, Regional Finance Department
- Agro, Zaffiro, Parente, Orzel & Baker, Barristers & Solicitors
  1 James Street South, P. O. Box 2069, Station A,
  Hamilton, Ontario L8N 3G6
  Attention: David A. Elliot

1(C.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 3

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L.C. King, P.Eng.
Building Commissioner

SUBJECT: Ronald McDonald House
1510 Main Street West (92.4.12)

RECOMMENDATION:

After hearing the submissions of the complainant, Ronald McDonald House, the Council of the Corporation of the City of Hamilton hereby amends the development charges with respect to 1510 Main Street West, thereby reducing the City's development charges of $6,114.43 to zero.

L.C. King, P.Eng.
PCL/dm

FINANCIAL IMPLICATIONS:

A total of $6,114.43 will not be added to the development charges fund.

BACKGROUND:

On 1992 February 28 a building permit application was submitted for the above-noted property to erect a Ronald McDonald House for the family of children under care at McMaster University Medical Centre.

Upon the building permit application, the Building Department calculated the various fees owing under Development Charges By-law 90-74 and the 5% land dedication. Under the Development Charges By-law, the owners have been assessed charges in the amount of $6,114.43. This charge is based on the basis of one dwelling unit in the building and fifteen lodging rooms in which people may stay in on a temporary basis.

...2

The Development Charges Staff Subcommittee reviewed the submission and advises that the charge of $6,114.43 is not applicable to the property for the following reasons:

1) The use of the facility by out-of-town persons (on a sporadic basis) places no increased demand on services, such as libraries, parks, roads, etc. A fire station is located across the road.

2) The use of the property as a non-profit overnight lodging house without separate cooking facilities in the units and where persons are lodged without fee does not fit the categories of chargeable land use construction projects in the By-law.

The Development Charges Act, section 8(1)(d) allows an owner of land to complain in respect of the development charge imposed by a municipality...that "there was an error in the application of the development charge by-law."

According to By-law 90-74, section 3(1)(a), development charges would only apply where the development of the land will increase the need for services.

The Act, section 8(5)(b) allows the council to amend the development charge to the extent that, in the opinion of council, a matter in section 8(1) justifies the amendment.

Ronald McDonald House™
P.O. Box 78015 • Westcliffe Post Office • Hamilton, Ontario L9C 7N5
Telephone: (416) 521-9983 • Fax: (416) 521-9515

VIA FACSIMILE TRANSMISSION
ORIGINAL HAND DELIVERED

March 31, 1992

CITY OF HAMILTON
DEPARTMENT OF BUILDINGS
APR 1 1992
REC. BY _____ DATE_____
REF'D TO pl DATE_____
REF'D TO _____ DATE_____
REF'D TO _____ DATE_____

Corporation of the City of Hamilton
City Hall
71 Main Street West
Hamilton, Ontario
L8N 3T4

Attention: Mr. Joe Schaltz, City Clerk
Through Mr. Peter Campman.

Dear Mr. Schaltz:

Reference: Ronald McDonald House, Hamilton

This letter is to inform you that we are lodging a complaint under the Development Charges Act. We are in the process of applying for exemption and failing that, of deferral payment plans for both the City and Regional Development charges. It would be very much appreciated if you could expedite approvals so that our application for a construction permit may be issued at the earliest, possible date.

With respect to the Land Dedication Fee, I have spoken with staff from both the Building Department and the Region. There seems to be some difference of opinion concerning the clarification of the building and hence the proposed 5% fee. The Region considers the facility to be "institutional". The City Building Department has based their assessment upon "mixed-use". Indeed there is one 2 bedroom Manager's Apartment in the building. However, we do not feel that this warrants the classification of residential for the entire building.

The Ronald McDonald House will be owned and operated by Kids Care Oncology, Central West Ontario; a registered non-profit charitable organization. We are of the opinion that the service the House will provide to the community should be considered "institutional/community" versus residential and therefore the Land Dedication Fee is not applicable to this facility. This is based on the fact that the

definition of Institutional includes provisions for "Charitable" uses. Therefore, while it may be considered a "not for profit lodging home". it is primarily a charitable facility with respect to purpose and use.

I have prepared submissions to both the Finance and Administration Committee requesting that all fees be waived for this project. It is hoped that the item will be considered by Council at April 14th meeting.

Any further assistance which you may be able to provide would be very much appreciated. Please do not hesitate to contact me at 575-8287 residence or 521-9983 office of the Ronald McDonald House.

Yours very truly,

Stephen K. Pipe

Stephen Pipe
Assistance Project Manager
Building Committee
Ronald McDonald House

cc: Bruce Law, Chair Building Committee
Ken Verney, Construction Manager, Building Committee

CITY OF HAMILTON

- RECOMMENDATION -

1 (d.)

DATE: 1992 March 17

MAR 19 1992

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King
Building Commissioner

SUBJECT: Complaint under the Development Charges Act
Presbyterian Residences (Hamilton) Inc.
10 Rice Avenue (Sec. B) (92.4.12)

RECOMMENDATION:

After hearing the evidence and submission of the complainants, Presbyterian Residences (Hamilton) Incorporated, the Council for the Corporation of the City of Hamilton hereby confirms that the development charges for the property located at 10 Rice Avenue be imposed pursuant to the City Development Charges By-law 90-74.

L.C. King, P.Eng.
PCL/LCK/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

BACKGROUND:

At the Finance and Administration Committee meeting held 1991 January 21, the above matter was discussed and referred back to the Building Department for further investigation and legal ramifications of providing any grants or other such financial assistance to the applicant for relief of the development charges.

...2

The Law and Building Departments in conjunction with the Chief Administrative Officer met and considered the merits of the application and legal implications that the City would be assuming if the development charges owing on this project were deleted in any fashion. It was a general consensus that the by-law for development charges does apply to the project and that development charges would be payable. There is no exemption in the by-law for non-profit housing except for those funded by the Ministry of Housing and with approved budgets prior to the passing on the by-law.

The Law Department has confirmed that under the Development Charges Act, the only possible means of granting a relief, if applicable, is if an error is made in the calculation or application of the by-law. In this particular case, the by-law came into effect 1990 March 27 and, as yet, the applicant has not yet made application for building permit so would be subject to full requirements under the by-law.

In that the City does not have any mechanism or any funding packages to provide grants to organization or non-profit corporations, the City is not aware of any financial aid which can be given to the non-profit organization to offset the development charges payable. Based on this information, it is recommended that the applicant pursue other avenues for obtaining funding if the application of the development charges jeopardizes the project.

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1992 March 25

Presbyterian Residences (Hamilton) Inc.
865 Mohawk Road West
Hamilton, Ontario
L9C 7B9

Attention: Ed Fothergill

Dear Mr. Fothergill:

Re: 10 Rice Avenue

Notice is hereby given that the Finance and Administration Committee will consider your request for exemption of payment of development charges for the above property at its next meeting scheduled for 1992 April 9th.

Would you please arrange to be in attendance at 9:30 o'clock a.m., in Room 233, City Hall at which time the Finance and Administration Committee will formally consider your complaint.

I trust these arrangements are satisfactory, however, would you please advise me if such is not the case.

Yours truly,

Susan K. Reeder.

Susan K. Reeder, Secretary
Finance and Administration Committee

c.c.- Alderman D. Ross, Chairperson, Finance and Administration Committee
- Mayor R. Morrow
- Mr. R. Hammel, Acting City Treasurer
- Mr. T. Daw, Manager of Revenues, Treasury Department
- Mr. L. King, Building Commissioner
- Ms. Dorothy Redfern, Development Co-Ordinator, Regional Finance Department

2.

FINANCE AND ADMINISTRATION COMMITTEE

THURSDAY, 1992 APRIL 9

CONSENT AGENDA

A. ADOPTION OF THE MINUTES

Regular meeting 1992 March 26.

B. CITY CLERK

(i) Reviewing Stand - Shrine Parade.

(ii) Flying of Slovak Flag.

(iii) Civic Awards - Leander Boat Club.

(iv) Secondary School Students Oratorical Contest.

(v) United Way Campaign Thermometer.

(vi) Use of Forecourt - Keep Hamilton Clean Committee.

C. MANAGER OF PURCHASING

(i) Supply and delivery of office supplies and stationery during 1992.

(ii) Supply and delivery of various software packages, 12 month term.

(iii) Supply and delivery of petroleum products, various locations.

(iv) Supply and delivery of air filters for various locations during 1992, 1993, 1994.

D. DIRECTOR OF PROPERTY

(i) Use of the "unused" portion of the Municipal Carpark adjacent to Don Cherry's Grapevine - 175 Main Street East, Hamilton.

E. ACTING TREASURER

(i) 1992 requests for allocation of subsidy monies under the Public Transportation and Highway Improvement Act.

(ii) Funding - Proposed construction of a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly.

(iii) Funding - Proposed construction of sidewalks, curbs and roadways as local improvements on Beaverton Avenue and Acadia Drive.

F. BUILDING COMMISSIONER

(i) Information Report - Development Charges By-law 90-74.

Thursday, 1992 March 26
9:30 o'clock a.m.
Room 233, City Hall

A.

The Finance and Administration Committee met.

There were present: Alderman D. Ross, Chairperson
Alderman B. Charters, Vice-Chairperson
Mayor R. Morrow
Alderman D. Drury
Alderman T. Cooke
Alderman G. Copps
Alderman D. Agostino
Alderman T. Anderson

Regrets: Alderman V. Agro - Vacation

Also present: Alderman F. D'Amico
Alderman M. Kiss
J. Pavelka, Acting Chief Administrative Officer
S. Dembe, Manager of Licencing
D. Carson, Executive Assistant to the Mayor
Fire Chief Baker
P. Noé Johnson, City Solicitor
L. Farr, Law Department
D. Peters, Fire Department
D. Vyce, Director of Property
J. Johnston, Commissioner of Human Resources
R. Bowman, President, Hamilton Professional Fire Fighters Association
P. Baker, General Manager, Parking Authority
R. Menagh, Manager, Labour Relations, Human Resources Centre
J. Thompson, Acting City Clerk
Susan K. Reeder, Secretary

A G E N D A

9:30 O'CLOCK A.M.

1. **DELEGATION**

Provincial Draft Terms and Conditions - Bingo Lotteries.

Mr. Jack Robson, Chairman, Bingo Sponsors Association, was in attendance and spoke to the above-noted matter.

The Committee was in receipt of a report from the City Clerk dated 1992 March 17, containing the staff comments on the proposed legislation from the Ministry of Consumer and Commercial Relations with respect to the Terms and Conditions on the Management and Conduct of Bingo Lotteries.

The Manager of Licencing was in attendance and indicated that the 3 concerns that staff have are:

(a) A maximum of three events a day to be held;

(b) No selling on the floor; and,

(c) Mandatory one hour time limit between Bingo events.

However, the Manager advised that despite the above three concerns, that he is generally in support of the Ministry's proposal because of the Variable Prizeboard Scheme.

Some discussion on these matters ensued by the Committee and the following recommendation was approved:

> That the attached response to the proposed Ministry of Consumer and Commercial Relation's Draft Terms and Conditions on the Management and Conduct of Bingo Lotteries, attached herewith and marked Appendix "C", be approved.

2. CONSENT AGENDA

A. ADOPTION OF THE MINUTES

The minutes of the meeting of the Finance and Administration Committee held 1992 March 5 were adopted as circulated.

B. CITY CLERK

(i) Use of second floor foyer - Multiple Sclerosis Society of Canada.

The Committee was in receipt of a report from the City Clerk dated 1992 March 17, respecting the above-noted matter and approved the following:

(a) That permission be granted to the Multiple Sclerosis Society of Canada, Hamilton and District Chapter, to use the Second Floor Foyer, west end, for a display from 1992 May 1 - 14 to promote the Multiple Sclerosis Campaign during National Carnation Month.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

(ii) Display of civic emblem and scroll - Scroll of Friendship - Preston, England.

The Committee was in receipt of a report from the City Clerk dated 1992 March 6, respecting the above-noted matter and approved the following:

> That approval be given to the action taken by the City Clerk in authorizing the Mayor and Members of Council of Preston, England and Rotary International to display the Civic Emblem and Scroll on the second floor of City Hall from 1992 March 9 to March 17 in order that ex-Prestonians may add their signature.

(iii) Use of City Hall Meeting Room - Justice for Women Coalition.

The Committee was in receipt of a report from the City Clerk dated 1992 March 6, respecting the above-noted matter and approved the following:

(a) That permission be granted to the Justice for Women Coalition to use City Hall Meeting Room 264 on Wednesday, 1992 May 6 from 7:30 to 10:00 p.m.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

(iv) Use of City Hall Forecourt - Hamilton and District Labour Council - Day of Mourning Ceremony.

The Committee was in receipt of a report from the City Clerk dated 1992 March 6, respecting the above-noted matter and approved the following:

(a) That permission be granted to the Hamilton and District Labour Council CLC to use the City Fall Forecourt (corner of Bay and Main Streets) on Tuesday, 1992 April 28 at 11:00 a.m. for a ceremony to commemorate the Day of Mourning.

(b) That the City Clerk be granted the authority to approve of a similar request in future years, provided it does not interfere with any other activity.

(v) Use of City Hall Forecourt - Baha'i Community of Hamilton - Proclamation ceremony and open air concert.

The Committee was in receipt of a report from the City Clerk dated 1992 March 6, respecting the above-noted matter and approved the following:

(a) That the Baha'i Community of Hamilton be granted permission to use the City Hall Forecourt for a Proclamation Ceremony and open air concert to celebrate the opening of "Holy Year" from 1:00 p.m. to 5:00 p.m. on Tuesday, 1992 April 21.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

(vi) Display of poster - Fly the Flag for Canada Citizens Committee.

The Committee was in receipt of a report from the City Clerk dated 1992 March 6, respecting the above-noted matter and approved the following:

(a) That permission be granted to the Fly the Flag for Canada Citizens Committee to display a poster in the First Floor Foyer to promote the Fly the Flag for Canada Campaign.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

(vii) Fly the Flag - Tourette Syndrome Awareness Month.

The Committee was in receipt of a report from the City Clerk dated 1992 March 11, respecting the above-noted matter and approved the following:

(a) That permission be granted to the Tourette Syndrome Foundation of Canada (Hamilton Support Group) to fly the Tourette Syndrome Awareness flag from 1992 June 01 - 30 in recognition of Tourette Syndrome Awareness month.

(b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.

(viii) Use of City Hall facilities - National Access Awareness Week.

The Committee was in receipt of a report from the City Clerk dated 1992 March 11, respecting the above-noted matter and approved the following:

(a) That the Transportation Committee for Hamilton-Wentworth Access Awareness Week be granted permission to use the following City Hall facilities during National Access Awareness Week:

(i) to use the east end, second floor at City Hall for a display from 1992 June 01 - 05.

(ii) to use the City Hall forecourt for a vehicle and equipment display from 8:00 a.m. - 5:00 p.m. on 1992 June 01.

(b) That the City Clerk be granted the authority to approve of a similar use in future years provided it does not interfere with any other activity.

C. LICENCING COMMITTEE

Taxi Priority List Annual Renewal.

The Committee was in receipt of a report from the Secretary of the Licencing Committee dated 1992 March 13, containing a list of individuals who have renewed their name on the Taxi Priority List.

The Committee approved the following:

For the information of members of City Council, attached herewith and marked Appendix "A" is a list of 316 names of individuals who have renewed their names on the Taxicab Priority List, in accordance with By-law 89-249.

D. MANAGER OF PURCHASING

(i) Supply and delivery of plastic rink boards and tempered glass with supports.

The Committee was in receipt of a report from the Manager of Purchasing dated 1992 March 13, respecting the above-noted matter and approved the following:

That a purchase order be issued to Crystaplex Arenas-Lair Plastics (Canada) Inc., Mississauga, in the amount of $50,097.28 including all taxes, to supply and deliver plastic rink boards and tempered glass with supports, being the lowest of three quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendor's quotation and that this expenditure be financed through Operating Account No. CH56103 31330.

(ii) Supply and delivery of electric light bulbs, Purchasing Stores during 1992.

The Committee was in receipt of a report from the Manager of Purchasing dated 1992 March 9, respecting the above-noted matter.

Alderman Copps requested information on whether the City is purchasing energy efficient light bulbs for its use.

It was agreed that the Manager of Purchasing would be requested to provide an information report to the Committee on this matter.

The Committee then approved the following:

That purchase orders be issued for the supply and delivery of Electric Light Bulbs to Purchasing Stores as and when required during 1992, being the lowest of nine tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tenders, as follows, and that this expenditure be financed through various Stock Inventory Accounts:

	Wesco, Hamilton	Nedco, Hamilton
In the amount of	$58,832.38	$51,168.39

E. COMMISSIONER OF HUMAN RESOURCES

Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton.

The Committee was in receipt of a report from the Commissioner of Human Resources dated 1992 March 17, respecting the above-noted matter and approved the following:

That the attached listing of Appointments To and Terminations From Permanent positions with the Corporation to 1992 March 18, attached herewith and marked Appendix "B", be approved.

F. DIRECTOR OF PROPERTY

Renewal of lease - Use of four (4) parking spaces at the King-Jarvis Parking Lot by "It's All Greek to Me".

The Committee was in receipt of a report from the Director of Property dated 1992 March 11, respecting the above-noted matter and approved the following:

(a) That the City of Hamilton renew the Lease of four (4) parking spaces at the King-Jarvis Parking Lot by the "It's All Greek To Me" Restaurant (Margaret Tsangarakis) for the purpose of establishing an outdoor patio restaurant at a rental of $4,992. inclusive of realty taxes for a four (4) month period commencing 1992 May 8, and terminating on 1992 September 8.

(b) (i) That the Lease Agreement contain the proviso that the Lessee will provide the City with liability insurance to the extent of $2,000,000.

(ii) That the patio structure to be placed on the subject parking spaces be constructed to the satisfaction of the General Manager of the Parking Authority.

(iii) That the Lessee be responsible for any business taxes as the use of the patio restaurant.

(c) That the Mayor and City Clerk be authorized to execute a Lease Agreement in a form satisfactory to the City Solicitor.

G. ACTING CITY TREASURER

Requested Report - Possibility of the City implementing a temporary Business Tax for Transient Traders.

The Committee was in receipt of an Information Report from the Acting Treasurer dated 1992 February 27, respecting the above-noted matter.

Alderman Drury requested information on Flea Markets and the double costs that they are faced with, i.e. cost of a booth and taxes. The Manager of Licencing indicated that he is presently preparing a report on this matter.

The Committee then agreed to receive this Information Report.

ADDED REPORTS

Reception for Dr. Elena Bonner

The Committee was in receipt of a report from the Mayor dated 1992 March 19, respecting the above-noted matter.

Mayor Morrow spoke to this issue and the Committee approved the following:

(a) That the City of Hamilton host an informal luncheon reception for Dr. Elena Bonner, The Bertrand Russell Peace Lecturer at McMaster University on Thursday, 1992 March 26 at The Art Gallery of Hamilton.

(b) That the cost for this reception not exceed $875. and be charged to the Civic Hosting Account No. CH55314 84010.

Flying of Ukrainian Flags for "Spirit of Ukraine" Exhibit

The Committee was in receipt of a report from the Executive Assistant to the Mayor dated 1992 March 25, respecting the above-noted matter and approved the following:

That three (3) Ukrainian flags be flown from the flag poles on Commonwealth Square at the entrance way to Hamilton Place, the Convention Centre and the Parking Authority ramp during the course of the Art Gallery exhibition "Spirit of Ukraine" from 1992 March 30 - June 15.

The Chairperson advised the Committee that Mr. Herman Turkstra, Solicitor, will be speaking to the In-Camera Session of the Finance and Administration Committee later in the meeting on one of the matters in that agenda. The Chairperson indicated that Mr. Turkstra would be providing information to the Committee but would leave the meeting once discussion started.

REGULAR AGENDA

3. REFERRALS FROM CITY COUNCIL

Correspondence - Five Presidents of the local Unions of the Canadian Union of Public Employees requesting City Council to reconsider their position of 1992 January concerning the Attendance Management System Policy Statement arising out of the Performance Excellence Program.

The Committee was in receipt of the above-noted correspondence and approved the following recommendation:

(a) That Section 15 of the Fourth Report for 1992 of the Finance and Administration Committee, adopted by City Council on 1992 January 28, respecting the Performance Excellence Programme, be reconsidered.

(b) That Section 15 of the Fourth Report for 1992 of the Finance and Administration Committee, respecting the Performance Excellence Programme, be tabled until 1992 May 2.

(c) That the correspondence dated 1992 March 3 from the five Presidents of the Local Unions of the Canadian Union of Public Employees regarding their concerns about the Attendance Management System Policy Statement arising out of the Performance Excellence Programme; attached herewith and marked Appendix "E", be referred to the Committee recently established by Regional Council. This Committee is composed of Councillors D. Ross, G. Shaw, D. Drury, G. Copps and D. Wilson to meet with the Presidents of the various local unions of the Corporation and the Commissioner of Human Resources to discuss the concerns.

4. RESOLUTIONS

(a) City of North York - Termination of the 60% Provincial funding towards the Budget of the Credit Counselling Service in Ontario

The Committee was in receipt of a resolution from the Corporation of the City of North York forwarded to the Finance and Administration Committee by City Council.

The Committee agreed to receive the resolution as follows:

That the following resolution from the City of North York, respecting the termination of the 60% Provincial funding towards the budget of the Credit Counselling Service in Ontario, be received:

WHEREAS Credit Counselling Services provide the only alternative to bankruptcy for individuals and families experiencing undue stress because of inability to meet creditor demands;

AND WHEREAS Credit Counselling Services assist in alleviating undue anxiety by families and provide for an orderly repayment of debts to creditors within the ability to pay of the debtor;

AND WHEREAS Credit Counselling Services provide a means of payment of funds owing to merchants and vendors within the economic system as opposed to writing off as loss vast sums of money owed by debtors through the credit purchasing system;

AND WHEREAS many families are undergoing a difficult time financially because of interrupted or reduced income during this recessionary period;

AND WHEREAS the decision to terminate funding as provided by Province of Ontario governments over the past twenty-five years was made unilaterally with no consultation with interested parties as to personnel policies, leases, contracts, etc.;

THEREFORE BE IT RESOLVED that the City of North York vigorously protest this abrupt termination of funding, and advocate the reversal of this decision, returning to the formula of Province of Ontario provision of 60% share of the budget of Credit Counselling in Ontario.

(b) City of St. Catharines - Arbitration Award to Fire Fighters.

The Committee was in receipt of a resolution from the City of St. Catharines referred to them by City Council.

The Committee agreed to receive the resolution as follows:

That the following resolution from the City of St. Catharines respecting an Arbitration Award to Fire Fighters be received:

"That as the award clearly runs contrary to government policy, the City of St. Catharines deplores the award of Kevin Burkett as inflationary, biased, and incomplete;

and that the Premier of Ontario be petitioned to establish ways in which the Government, in the future, can overturn awards such as this, and remove Kevin Burkett from the list of provincial arbitrators;

and that an appeal be made directly to the Premier of Ontario respecting the arbitration award recently made by Mr. Kevin Burkett to the St. Catharines Professional Firefighters Association;

and the Government of Ontario establish guidelines for arbitrators that will limit their ability to award inflationary settlements;

and further, that a copy of this brief and recommendation be circulated to all municipalities for their approval and support."

(c) City of Windsor - Tri-level Cost-sharing Strategy to meet Municipal Infrastructure Needs.

The Committee was in receipt of a resolution from the City of Windsor forwarded to them by City Council.

The Committee agreed to receive this resolution as follows:

That the following resolution from the City of Windsor respecting a tri-level cost-sharing strategy to meet municipal infrastructure needs be received:

WHEREAS deteriorating roads, bridges, sidewalks, sewer and water systems have long been recognized as a serious problem facing municipalities' infrastructure; and,

WHEREAS inadequate and deteriorating sewer systems create health problems and pollute waters, deteriorating water systems pose health risks, and deteriorating roads and bridges create safety risks; and,

WHEREAS the relationship between inadequate infrastructure and the environment is unmistakably clear, and further federal and provincial environmental regulations require municipalities to carry out corrective works without accompanying financial assistance, and federal and provincial governments enact statutes and policies which place an increased financial burden on municipalities; and,

WHEREAS municipalities are essentially limited to one funding source, the property tax, which has proven inadequate in meeting the growing demands on municipal budgets, and since Canadian municipalities cannot expect a healthy and safe environment or a healthy economy without an undertaking from all levels of government to contribute financially to the necessary rebuilding of municipal infrastructure;

THEREFORE BE IT RESOLVED that the City of Windsor petition both Environment Canada and the Ontario Ministry of the Environment to commit their respective ministries to a tri-level cost-sharing strategy to meet municipal infrastructure needs, and further that this resolution be forwarded to the Association of Municipalities of Ontario, Ontario municipalities with a population of over 50,000, local members of Parliament and local members of Provincial Parliament for their support and endorsation.

5. DIRECTOR OF PROPERTY

(a) Sale of lands acquired through tax arrears - rear lands abutting 72 Albion Falls Boulevard.

The Committee was in receipt of a report from the Director of Property dated 1992 March 17, respecting the above-noted matter and approved the following:

(a) That an Offer to Purchase, duly executed by Vince and Agnese DePanfilis on 1992 March 6, and scheduled for closing on or before 1992 June 5, for a portion of City owned property, composed of all of Block "F", Plan M-176, Albion Falls Survey, being irregular in shape and more particularly described as having a length of 29.68 metres (97.39 feet), more or less, by a width of 28.16 metres (92.41 feet), more or less, comprising a total area of 244.79 square metres (2,635 square feet), more or less, being rear land directly behind Lot 17, known municipally as 72 Albion Falls Boulevard, be approved and completed, and the funds derived from this sale of $780. be credited to Account Number CH 4X501 00102 (Sale of Land - Reserve for Property Purchases). A deposit in the amount of $78. is being held by the Acting City Treasurer pending Council approval.

(b) That the Mayor and City Clerk be authorized to execute the necessary documents.

(b) Option to Purchase South East Mountain Library Site - 759 Stone Church Road East, Hillcrest Masonic Temple Corporation.

The Committee was in receipt of a report from the Director of Property dated 1992 March 17, respecting the above-noted matter.

Alderman Copps requested clarification on which area of the Mountain this area would service. She also requested information on how Library sites are determined in accordance with the needs of the Community.

Mr. Bill Guise, Business Administrator, Hamilton Public Library, was in attendance at the meeting and advised the Committee that there is a Draft Report on Location Determinations which he would be pleased to forward to Alderman Copps.

Alderman Copps also requested clarification on whether this project would have an effect on the Concession Street Library and Mr. Guise indicated that it would not.

It was agreed that Mr. Guise would forward information to Alderman Copps prior to the Tuesday meeting of City Council on her concerns in case she wishes to debate this matter further at City Council.

The Committee then approved the following recommendation:

That the City approve the Hamilton Public Library Board's accepting an Option to Purchase, duly executed on 1992 February 21, by the owners, the Hillcrest Masonic Temple Corporation, and scheduled for closing on or before 1992 May 11 for the construction of a Branch Library to service the present and future needs of the south/east mountain. Said lands being situated in the Regional Municipality of Hamilton-Wentworth, formerly in the Township of Barton, now in the City of Hamilton, being composed of Part of Lot 8, Concession 7, having a frontage along the northerly limit of Stone Church Road East of 117.04 metres (384.0 feet), more or less, by a depth of 79.55 metres (261.0 feet), more or less, comprising a total area of 9,310.80 square metres (2.3 acres), more or less, as previously set out in Instrument Number 141213 C.D. and more particularly described as Municipal Address 759 Stone Church Road East. The purchase price of $550,000. to be charged to the following Accounts - $509,671.05 to be charged to Account Number CF 5590 919041010 (Land Acquisition - South/East Mountain Library Branch). The remaining $40,328.95 to be charged to the Hamilton Public Library Account LB 5X999 00420 (Special Gift Fund). This approval is provided on the following conditions:

(a) That this Option be conditional upon the Hamilton Public Library Board obtaining soil tests satisfactory to the Hamilton Public Library Board on or before closing 1992 May 11.

(b) That upon completion of this transaction title to the property being acquired be placed in the name of The Corporation of the City of Hamilton.

(c) That it be a condition of approval that the City of Hamilton and the Hamilton Public Library Board agrees:

(i) That the Director of Property be authorized to negotiate the sale of the rear portion of the site to the Developer of the adjacent Block 83 in order that Block 83 together with the lands acquired shall form four (4) building lots with a depth not less than 100 feet.

(ii) That the Director of Property be authorized to negotiate the sale of a watermain easement required on the site to the Region.

(iii) That revenues received from the sale of surplus lands associated with this property in connection with the development of Block 83 on Plan 62M-603, or excess lands not required for the construction of the Library, or the sale of easements upon the lands, be returned to the Hamilton Public Library Board to an amount not to exceed $40,328.95 plus interest calculated at the prime rate from time to time plus any costs associated with the closing of this transaction and absorbed by the Library Board (i.e. legal, survey and soil test), and all other revenues be returned to the City of Hamilton and deposited in Account Number CH 4X501 00102 (Sale of Lands - Reserve for Property Purchases).

(c) <u>Licence Agreement - City owned lands - north of Grace Avenue and South of Glow Avenue - Bell Canada.</u>

The Committee was in receipt of a report from the Director of Property dated 1992 March 17, respecting the above-noted matter.

Alderman Copps requested clarification on the specific locations referred to in the report and it was agreed that the Chief Administrative Officer would provide Alderman Copps with the information prior to City Council.

The Committee then approved the following:

(a) The approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 107.7 square metres (1,159.3 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11146. The licence be granted for the consideration of $1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.

(b) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, south of Glow Avenue. The land contains an area of 226 square metres (2,432.7 square feet) more or less, shown as Parts 1 and 2 on Plan 62R-11144. The licence be granted for the consideration of $1.00 plus taxes and credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following City Council's approval.

(c) That approval be given to enter into a Licence Agreement with Bell Canada to allow the installation of underground facilities on City owned land, north of Grace Avenue. The land contains an area of 91.7 square metres (987.08 square feet) more or less, shown as Part 1 on Plan 62R-11145. The licence be granted for the consideration of $1.00 plus taxes and be credited to Account Number CH 44104 31106 (Civic Properties Rented - Rental). The licence to commence on the first day of the month following Council's approval.

(d) That the Mayor and City Clerk be authorized to execute a Licence Agreement in a form satisfactory to the City Solicitor.

6. FIRE CHIEF

Replacement of Mobile Equipment.

The Committee was in receipt of a report from the Fire Chief dated 1992 March 13, respecting the above-noted matter.

Alderman Drury questioned why the recommendation included the purchase of a full size sedan for $25,000. Following some discussion on this matter, it was agreed that this item would be deleted from the request and the following amended recommendation was approved:

That funds be allocated from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101, for the replacement of 4 fire department vehicles in the amount of $1,458,000. as per the list attached herewith and marked Appendix "D".

7. FIRE CHIEF AND CITY SOLICITOR

Installation of Smoke Alarms and Emergency Lighting.

The Committee was in receipt of a joint report from the Fire Chief and City Solicitor dated 1992 March 11, respecting the above-noted matter and attached By-law.

Alderman Agostino spoke on this item and thanked all involved for having this legislation approved by the Provincial Government.

Alderman Copps indicated that she feels that the legislation should go further to include requirements for duplexes.

It was agreed that the Law Department and Fire Department would review the matter of having this legislation go further by including duplexes and report back to the Committee.

The Committee then approved the following:

That the By-law to require the installation of smoke alarms and emergency lighting be forwarded to City Council for adoption.

8. FOOTBALL HALL OF FAME AND MUSEUM MANAGEMENT COMMITTEE

Press Club Lease: 1991 March 15 - 1997 March 14.

The Committee was in receipt of a report from the Secretary of the Football Hall of Fame and Museum Management Committee dated 1992 March 18, respecting the above-noted matter and approved the following:

That the following lease agreement from 1991 March 15 - 1997 March 14 between the Canadian Football Hall of Fame and Museum Management Committee and the Press Club be approved:

(a) That the Management Committee establish rent to be paid to the Hall of Fame by the Press Club for the above period as follows:

1991 March	-	1992 March	$707.39
1992 March	-	1993 March	739.93
1993 March	-	1994 March	773.97
1994 March	-	1995 March	809.57
1995 March	-	1996 March	846.81
1996 March	-	1997 March	885.76

(b) That the Press Club pay a lump sum payment for the period 1991 March - 1992 March, of $1,107.24 for back rent. (This assumes a new lease in place by 1992 March 15). In any case, they would be responsible for the difference in amounts between what they are currently paying and the above rent schedule from 1991 March 15.

(c) That in addition, the following terms to apply: effective, 1992 March 15, the Press Club is responsible for all taxes pertaining to their space, as well as their proportionate share of building expenses (water, gas, hydro, etc.).

(d) That the 5% of gross bar sales paid to the Hall of Fame be discontinued as of 1992 March 15.

(e) That such other terms as required by the Property Department/Legal Department for a standard lease apply.

(f) That all adjustments with respect to rent amounts and date adjustments be made by the City of Hamilton - Treasury Department.

(g) That the lease terminate on 1997 March 14 with no option for renewal.

(h) That the agreement between the two parties be contingent on securing storage space at City Hall.

9. MAYOR MORROW

Request for a small reception - The Elizabeth Fry Society.

The Committee was in receipt of correspondence from the Mayor's Office dated 1992 March 9, respecting the above-noted matter.

Following discussion on this item, the Committee approved the following recommendation:

(a) That the City of Hamilton jointly host a Wine and Cheese Reception with the Region of Hamilton-Wentworth on Thursday, 1992 June 11, for approximately 60 delegates to the Annual General Meeting (National Conference) of the Canadian Association of Elizabeth Fry Societies which is being held in Hamilton for the first time at the Hamilton Convention Centre.

(b) That the City's portion of the cost in the approximate amount of $600. be charged to the Civic Hosting Account CH55314 84010.

10. TAXI ADVISORY COMMITTEE

Membership Appointments.

The Committee was in receipt of a report from the Secretary of the Taxi Advisory Committee, respecting the above-noted matter and approved the following:

For the information of members of City Council, the Finance and Administration Committee appointed the following members to the Taxi Advisory Committee for a term to expire 1994 November 30:

(a)	Representative for the Disabled:	Tony Aquilina
(b)	Taxi Industry Professionals:	Robert Bourke George Hutchinson

11. ALDERMAN T. COOKE

Request for a reception and participation in various activities - Second Annual Steel City Senior Bowl.

The Committee was in receipt of correspondence from Alderman Cooke dated 1992 February 14, respecting the above-noted matter and the Committee approved the following:

(a) That approval be given to provide an amount of $1,000. to be used to assist in defraying expenses to be incurred in staging a post-game reception for the players and coaches of the All Star Football teams participating in the Second Annual Steel City Senior Bowl to be held at McMaster University on 1992 June 27.

(b) That this expenditure be charged to Special Civic Receptions and Delegation Hosting Account No. CH55314 84010.

12. CITY CLERK

(a) **Hess Village Jazz Festival - no objection to the event taking place.**

The Committee was in receipt of a report from the City Clerk dated 1992 March 18, respecting the above-noted matter.

The Committee approved the following:

> That Hamilton City Council deems the Hess Village Jazz Festival to be held 1992 July 17, 18 and 19, which is being sponsored by the Hess Village Merchant Association, to be an event of municipal significance and has no objection to the event taking place, subject to the approval of the temporary road allowance closure of Hess Street South, from King Street to Main Street, by the Transport and Environment Committee.

(b) **Request to purchase space in a booklet - Hamilton Wentworth Stroke Recovery Association.**

The Committee was in receipt of a report from the City Clerk dated 1992 March 11, respecting the above-noted matter and approved the following:

> That due to extreme budget restraints the request of the Hamilton Wentworth Stroke Recovery Association for the City of Hamilton to purchase space in the booklet entitled "Facts and Information Booklet all about Stroke and Recovery", be received.

(c) **Request for an elected representative to serve on the Bay Area Restoration Council.**

The Committee was in receipt of a report from the City Clerk dated 1992 March 18, respecting the above-noted matter.

The Committee approved the following:

> That Mayor Robert M. Morrow be appointed to serve as the City's representative on the Bay Area Restoration Council of Hamilton-Wentworth and Halton Regions.

(d) **F.C.M. Conference - 1992 June 5 - 8.**

The Committee was in receipt of information from the City Clerk dated 1992 March 23, respecting the F.C.M. Conference.

Considerable discussion ensued on this matter and the Committee approved the following:

> That the Mayor and a maximum of six (6) Aldermen be authorized to attend the 55th Annual Conference of the Federation of Canadian Municipalities to be held in Montreal, Quebec, 1992 June 5 - 8.

Note: Alderman Copps and Alderman Drury opposed.

(e) **Request for nominations - Executive Committee, Large Urban Section, Association of Municipalities of Ontario.**

The Committee was in receipt of a report from the City Clerk dated 1992 March 18, respecting the above-noted matter.

The Committee approved the following:

> That Alderman D. Agostino be appointed as the City's nominee for the Executive Committee of the Large Urban Section of the Association of Municipalities of Ontario.

13. **HAMILTON STATUS OF WOMEN SUB-COMMITTEE**

(a) **Action requested - Circulation of inappropriate Memorandum to Regional Staff.**

The Committee was in receipt of a report from the Secretary of the Hamilton Status of Women Sub-Committee dated 1992 March 16, respecting the above-noted matter.

The Commissioner of Human Resources spoke to the Committee and responded that sensitivity training is mandatory for all Managers.

Following considerable discussion on this issue, the Committee agreed to receive the report and advise the Status of Women Sub-Committee to correspond directly with the Regional Municipality of Hamilton-Wentworth on this issue. The Committee also directed that the Commissioner of Human Resources contact the Status of Women Sub-Committee to set up a time for him to meet with him to outline the City and Region's policy with respect to sensitivity training.

(b) **Permission to display poster commemorating Women Killed by Male Violence in Ontario in 1991 and the Victims of the 1989 Montreal Massacre.**

The Committee was in receipt of a report from the Secretary of the Hamilton Status of Women Sub-Committee dated 1992 March 16, respecting the above-noted matter.

Considerable discussion ensued on the recommendation requesting that a poster commemorating the women killed by male violence in Ontario in 1991 and the victims of the 1989 Montreal Massacre be placed on the west wall outside of the City Hall Council Chambers.

General concern was expressed that that particular area should be reserved for historic memorabilia of Hamilton - mainly the pictures of Mayors of Hamilton.

It was suggested that this particular poster be located in an appropriate location in City Hall for a three month period only.

It was also indicated that the City has already located a permanent monument and floral commemorative area outside of City Hall on the grounds for the victims of the Montreal Massacre.

Some discussion was also held on where the most appropriate location would be for the poster and it was felt that this matter should be discussed in consultation with the Property Department and the Status of Women Sub-Committee representative.

Alderman Cooke suggested that a permanent display location should be established for the Status of Women Sub-Committee to place messages and different posters for periodic up-dating in City Hall.

It was then agreed that no consensus was being arrived at on this issue and it was directed that the Secretary refer the above-noted discussion to the Status of Women Sub-Committee with the request that they review the various suggestions given and come back to the Finance and Administration Committee on their preference for the location of the poster, and/or subsequent display material.

14. ACTING TREASURER

Deficit Funding - Hamilton Municipal Retirement Fund.

The Committee was in receipt of a report from the Acting Treasurer dated 1992 March 19, respecting the above-noted matter and approved the following:

(a) That an ad hoc increase be granted to the Hamilton Municipal Retirement Fund pensioners effective 1992 January 1, to coincide with the increase granted to Ontario Municipal Employees Retirement System pensioners. This increase is to be based on the following criteria.

(i) Pensions under payment at 1990 October 1 will receive the greater of 5.47% (100% of the inflation rate for the period 1990 September to 1991 September) or the increase calculated under the service method ($1 x the number of years service x the number of years on pension). Pensions under payment effective 1990 November 1 - 1991 September 1 receive a prorated increase.

(ii) That the estimated cost of $3.5 million for this pension increase be met by special annual payments of $421,000. over fifteen years, and financed in 1992 from the "Reserve for Future Pension Liabilities", Centre 00178.

(b) That the guaranteed pension indexing commencing 1992 January 1, be implemented as follows:

(i) The guaranteed inflation increase will be 70% of the Consumer Price Index (CPI) increase measured from September to September, up to a maximum guaranteed increase in any year of 6% and,

(ii) An additional ad hoc "Top-Up" increase may be granted by the H.M.R.F. to coincide with O.M.E.R.S. Top-Up increase if the H.M.R.F. Plan surplus allows,

(iii) Any inflation increase in excess of the 6% maximum will be carried forward to future years,

(iv) The combined increases will be effective January 1 of each year.

(v) The indexing formula will apply to all pensions currently being paid and deferred pensions.

(vi) That the payment of estimated cost for pre-funding this indexing formula of $19.7 million (or special annual payments of $2,302,000. over 15 years) be deferred and recognized on a year to year basis as indicated by the annual valuation of the fund, and the City's contributions be adjusted as required in the future.

15. DEVELOPMENT CHARGES ACT - COMPLAINTS

The Secretary indicated to the Chairperson that these matters should be tabled in order to allow for the legislatively required notice time to be enacted. The Committee then agreed to table these matters.

16. FRENCH SUB-COMMITTEE

Municipal Work Experiences Programs for 1992 - Ontario-Quebec Municipal Student Exchange Program.

The Committee was in receipt of a report from the Secretary of the French Sub-Committee dated 1992 March 19, respecting the above-noted matter.

It was indicated that this request is not budgeted for and it was agreed that the Committee would receive this recommendation and forward it to the City's current budget process for consideration.

17. PRIVATE AND CONFIDENTIAL AGENDA

The Committee then moved into an In-Camera Session to discuss matters of a Private and Confidential nature.

The Committee then moved back into Regular Session and approved the following recommendation:

That the City remit $191,202.66, payable to Weir & Foulds, in trust, for legal costs of Samuel and Sheridan Lax, arising out of the expropriation of property by the City of land known as the Lax Property.

ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

Susan K. Reeder

ALDERMAN D. ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1992 March 26

B(i)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 25

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

MAR 25 1992

FROM: J. J. Schatz
City Clerk

SUBJECT: **Reviewing Stand - Shrine Parade**

RECOMMENDATION:

As requested by the Hamilton Shrine Club, Rameses & Ismailia Temple that a City Hall reviewing stand be erected for use on Saturday, 1992 June 13 from 11:00 a.m. until 3:30 p.m. on the occasion of the Shrine Parade.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in Account CH 55222-10034 - Use of City Facilities and Equipment by Outside Groups for staff overtime and related costs associated with the erection of this reviewing stand in the approximate amount of $600.00.

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Information Desk
File

B (ii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 20 MAR 2 0 1992

REPORT TO: Mrs. Susan Reeder, Secretary
Finance and Administration Committee

FROM: J.J. Schatz
City Clerk

SUBJECT: **FLYING OF SLOVAK FLAG**

RECOMMENDATION:

That approval be given to the action taken by the City Clerk in authorizing the Slovak Community to fly the Slovak Flag from 1992 March 13 to March 16 to celebrate the Independence Day of Slovakia.

J.J. Schatz
on RT

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

cc: Mayor, Robert Morrow
Robert Swan, Manager, Property Maintenance Division
file

B(iii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 1

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Civic Awards - Leander Boat Club**

RECOMMENDATION:

a) That the following civic awards be presented to the following members of the Leander Boat Club for winning the Open Men's Heavy-Weight Dash 8 at the 1991 Royal Canadian Henley Regatta:

Christopher Lach - Civic Gold Ring
Gregory Stevens - Diamond Insert
Chris Carroll - Diamond Insert
Volker Nolte - Civic Gold Ring
Helen Muir (coxswain) - Civic Gold Ring

b) That the following civic awards be presented to the following members of the Leander Boat Club for winning the Master's D-Class Men's 4 with Cox at the 1991 Royal Canadian Henley Regatta:

Vic Andreychuck - Diamond Insert
Con Andreychuck - Civic Gold Ring
Frank Corner - Civic Gold Ring
David Crosby - Civic Gold Ring
Carolyn Murphy (coxswain) - Civic Gold Ring

c) That the following civic awards be presented to the following members of the Leander Boat Club for winning the Senior 155 lb. four with Cox at the 1991 Royal Canadian Henley Regatta:

Joseph Camillo - Ruby Insert
John Sawler - Ruby Insert

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Approximately $1,918 to be financed from account no. CH56126 84010.

BACKGROUND:

Confirmation of these championships has been received in writing by Rowing Canada.

B(iv)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 2

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Secondary School Students Oratorical Contest**

RECOMMENDATION:

a) That permission be granted to Rev. L.W. Burns of Cathedral Boys' High School to use the Council Chambers on Sunday, 1992 April 26 from 7:00 o'clock p.m. and on Sunday, 1992 May 10 from 7:00 o'clock p.m. for Oratorical Contests for Secondary School Students.

b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in account CH55222-10034-Use of City Facilities and Equipment by Outside Groups for staff overtime associated with this event in the approximate amount of $240.

cc: Mayor's Office
R. Swan, Manager, Property Maintenance Division
D. Geroux, City Clerks Office
Information Desk
File

B(v)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 January 10

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **United Way Campaign Thermometer**

RECOMMENDATION:

a) That the United Way of Burlington, Hamilton-Wentworth be granted permission to erect the United Way thermometer on the City Hall forecourt from mid-September until the end of 1992.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in account CH55222-10034-Use of City Facilities and Equipment by Outside Groups to cover staff costs incurred in erecting and taking down the thermometer in the approximate amount of $75.

cc: Mayor's Office
R. Swan, Manager, Property Maintenance Division
D. Geroux, City Clerks
Information Desk
File

B(vi)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 2

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Use of Forecourt - Keep Hamilton Clean Committee**

RECOMMENDATION:

a) That permission be granted to the Keep Hamilton Clean Committee to use the City Hall forecourt (or in the event of inclement weather Room 219) on Monday, 1992 May 4 from 4:00 to 5:00 o'clock p.m., for the 1992 Pitch-In Week Kick-off.

b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activities.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

cc: Mayor's Office
D. Heintz, Keep Hamilton Clean Committee
D. Geroux, City Clerks Office
Information Desk
File

C (i)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 1

APR 2 1992

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF OFFICE SUPPLIES AND STATIONERY DURING 1992

RECOMMENDATION:
That a purchase order be issued to Cloke Office Products Ltd., Ancaster, for the supply and delivery of office supplies and stationery under the office supply contract as and when required for various department for a twelve month term commencing May 1, 1992, being the lowest of seven tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender and be financed through various accounts.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Tender analysis based on 86 items and discount offered

Cloke Office Products, Ancaster	$203,257.74	45% off catalogue
Today's Business Products, Mississauga	203,981.67	44% off catalogue
Hamilton-Haldimand Stationers, Hamilton	215,698.07	40% off catalogue
Grand and Toy, Hamilton	221,176.46	40% off catalogue
Superior Office Products, Laval, Quebec	237,507.43	Cost + 45% off catalogue
Willson Stationers, Mississauga	230,482.39	35% off catalogue
Cambrian-Parsons, Hamilton	256,243.08	30% off catalogue

This was a co-operative tender for various members of the Co-operative Purchasing Group which was advertised and nine suppliers requested to bid. The totals shown above in the analysis include the expenditures for the City and the Region.

C (ii)

CORPORATION OF THE CITY OF HAMITON

- RECOMMENDATION -

DATE: 1992 April 1

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF VARIOUS SOFTWARE PACKAGES, 12 MONTH TERM

RECOMMENDATION:
That a purchase order be issued to Time Software, Toronto as attached, for the supply and delivery of various software packages as and when required for a 12 month term, being the lowest of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that these expenditures be financed through various approved Accounts.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Analysis based on the high volume packages

	Time Software, Toronto	Comptree, Hamilton	Telecom, Burlington	Microage, Hamilton
Direct Access	$ 68.00	$ 70.00	$ 68.00	$ 82.50
Lotus 1-2-3 Standalone edition 2.3	348.00	360.00	386.00	385.00
Lotus 1-2-3 Windows	418.00	435.00	469.00	470.00
MS DOS	74.00	60.00	82.00	75.00
PC Tools	124.00	125.00	123.00	125.00
Windows	98.00	100.00	108.00	105.00
WP Standalone	178.00	205.20	168.00	190.00
WP Upgrade	78.00	80.00	82.00	89.00
WP Windows	274.00	285.00	294.00	295.00
	$87,242.00	$89,665.00	$94,893.00	$96,105.50

Above are unit prices. Total spent in 1991 for similar packages $120,475.02

	Unit Prices
Aldus Pagemaker 4.0	$528.00
Direct Access 5.1	68.00
Directnet-server edition	408.00
Harvard Graphics 3.0	428.00
Laplink 3	104.00
Lotus 1-2-3 Standalone edition 2.3	348.00
Lotus 1-2-3 Node edition 2.3	358.00
Lotus 1-2-3 Server edition 2.3	578.00
Lotus 1-2-3 Standalone edition 3.1	418.00
Lotus 1-2-3 Upgrade 2.01 to 2.2	98.00
Lotus 1-2-3 Upgrade 2.01 to 2.3	98.00
Lotus 1-2-3 Windows	418.00
MS DOS 5.0	74.00
Norton Utilities 6.0	118.00
ORG Plus Advanced	78.00
PC Tools Deluxe 7.0	124.00
The New Print Shop	38.00
Pro Comm Plus 2.0	78.00
Typing Tutor IV Plus	38.00
Windows 3.0	98.00
WP Standalone Node Edition 5.1	178.00
WP Upgrade 5.0 to 5.1	78.00
WP for Windows	274.00

All prices extra

C(iii)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 2

APR 2 1992

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF PETROLEUM PRODUCTS, VARIOUS LOCATIONS

RECOMMENDATION:
That a purchase order be issued to Imperial Oil Limited, Willowdale, being the lowest of ten proposals received for the supply and delivery of Petroleum Products to various locations during the next twelve months, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, and that this expenditure be financed through various approved accounts.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Tender analysis of four lowest proposals received, based on combined estimated twelve month usage for both the City and Region and various members of the Co-operative Purchasing Group.

Imperial Oil Limited, Willowdale	$239,593
Safety Kleen, Breslube Division, Breslau	257,298
Shell Canada Inc., North York	267,188
Petro-Canada Inc., North York	280,219

C (iv)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 31

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF AIR FILTERS FOR VARIOUS LOCATIONS DURING 1992, 1993, 1994

RECOMMENDATION:
That a purchase order be issued to National General Filter Products Ltd., Brampton, for the supply and delivery of air filters for various locations, as and when required during 1992, 1993, 1994, being the lowest of five quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendors' quotations, and that this expenditure be financed through various approved accounts.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Quotation analysis based on estimated usage

	1992	1993	1994
National General Filter, Brampton	15,661.50	16,393.94	17,213.64
Dafco Filtration, Mississauga	17,040.85	18,767.23	19,530.90
System Supply, Hamilton	19,703.93	20,490.42	21,309.28
Clean Corp., Hamilton	22,407.76	23,539.31	24,704.74
Farr, Richmond Hill	23,785.67	24,811.34	25,796.63

Estimated expenditure per year $20,000.

CITY OF HAMILTON

- RECOMMENDATION -

D(i)

APR 2 1992

DATE: 1992 April 2

REPORT TO: S. Reeder, Secretary
Finance and Administration Committee

FROM: D. W. Vyce
Director of Property

SUBJECT: **Use of the "unused" portion of the Municipal Carpark adjacent to Don Cherry's Grapevine - 175 Main Street East, Hamilton**

RECOMMENDATION:

a) That the City of Hamilton enter into a Lease Agreement with "Major League Sports Bar Ltd." trading as "Don Cherry's Grapevine" for the purpose of establishing an outdoor patio restaurant situated on the south/west corner of the unused portion of the Main Street and Ferguson Avenue Municipal Carpark. The aforesaid leased area comprises approximately 716 square feet and the rental is $1,340.00 for a period commencing May 1, 1992 and terminating on September 30, 1992. It is understood and agreed that the patio will include a right of access over the most westerly 4 foot of two (2) parking spaces adjacent to the east wall of the building at 157 Main Street East and the lands comprising the patio itself.

b) i) That the Lease Agreement contain the proviso that the Lessee shall provide the City with liability insurance to the extent of $2,000,000.00.

ii) That the patio structure to be placed on this unused portion of the parking lot be constructed to the satisfaction of the General Manager of the Parking Authority.

iii) That the Lessee be responsible for any business taxes as a result of the use of the patio restaurant.

c) That the Mayor and City Clerk be authorized and directed to execute a Lease Agreement in a form satisfactory to the City Solicitor.

D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The rental fee of $1,340.00 be credited to Revenue Account Number PA 44057 91163 (Main Street and Ferguson Avenue Parking Lot).

BACKGROUND:

Pursuant to a letter dated March 5, 1992 from Peter G. Baker, General Manager of the Parking Authority, whereby the Board of the Parking Authority approved the erection by Don Cherry's Grapevine of a summertime patio on the unused portion of the subject Municipal Carpark at its meeting of May 18, 1990, subject to the Director of Property establishing a rental fee for this Lease, we hereby recommend that the fee be established at $1,340.00 for this time frame.

This Department after consultation with the Parking Authority, negotiated the above-mentioned terms with Christopher Binkosky of Don Cherry's Grapevine who is in agreement with this rate.

c.c. J. G. Pavelka, P.Eng., Acting Chief Administrative Officer

P. Noé Johnson, City Solicitor

I. R. Hammel, Acting City Treasurer

P. G. Baker, General Manager, Hamilton Parking Authority

(4503)

E (i)

CITY OF HAMILTON

- RECOMMENDATION -

APR 1 1992

DATE: 1992 March 31

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **1992 REQUESTS FOR ALLOCATION OF SUBSIDY MONIES UNDER THE PUBLIC TRANSPORTATION AND HIGHWAY IMPROVEMENT ACT**

RECOMMENDATION:

(a) that the Treasurer be authorized to make application to the Minister of Transportation for the City of Hamilton 1992 Normal and Supplementary Requests for Subsidy Monies under the Public Transportation and Highway Improvement based on the estimated maintenance and construction expenditures (both total and eligible) as indicated on the attached schedule;

(b) that the Treasurer be authorized to petition the Minister for subsidy payments as necessary;

(c) that the Treasurer be authorized to monitor expenditures and incur only minimal 100% dollars in the event that the Supplementary Application is not approved.

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Ministry of Transportation has provided a 1992 Normal Subsidy Allocation to the City of Hamilton of $7,061,300 subsidy dollars as indicated in a letter dated February 28, 1992 to Mayor Robert Morrow from Mr. Peter Kinnear, Acting District Engineer, District No. 4. This allocation will support an estimated total expenditure of $17,629,480 of which an estimated $14,122,600 will be eligible for subsidy. A request for a Supplementary Subsidy Allocation is necessary for an estimated total expenditure of $9,003,940 of which the estimated eligible portion will be $4,538,880 or estimated subsidy of $2,364,055. Unless the Supplementary Request is approved by the Minister, the expenditures contained therein will be curtailed to avoid spending 100% dollars.

BACKGROUND:

Each year the Minister of Transportation provides a Normal Subsidy Allocation to the City for roadway maintenance and construction expenditures. This allocation is based on a 50% subsidy rate for eligible expenditures. Any expenditures in excess of this allocation must be the subject of a Supplementary Application which if approved will maintain the 50% base. If the Supplementary Application is not approved by the Minister, the municipality must bear 100% dollars if the expenditures are incurred or the effective rate of subsidy approved as the Normal Allocation will be reduced to less than 50%.

Attachments

City of Hamilton
Treasury

The Public Transportation and Highway Improvement Act
1992 Request for Allocation of Subsidy Monies

Detail of Expenditure (1)	Estimated Total Expenditure (2)	Estimated Eligible Expenditure (3)	Estimated Subsidy Dollars (4)
Normal Application			
Maintenance	10,097,300	9,394,490	4,672,245
Construction	7,532,180	4,728,110	2,364,055
	17,629,480	14,122,600	7,036,300
Supplementary Application			
Construction	9,003,940 *	4,538,880	2,364,055
Total Normal and Supplementary Applications	26,633,420	18,661,480	9,400,355

* These expenditures will represent 100% dollars unless Supplementary Application is approved.

E (ii)

CITY OF HAMILTON

- RECOMMENDATION -

APR 2 1992

DATE: 1992 March 31

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **PROPOSED CONSTRUCTION OF A COMBINED CONCRETE SIDEWALK AND CURB ON THE SOUTH SIDE OF CARLING STREET FROM MACKLIN STREET TO APPROXIMATELY 98 METRES EASTERLY**

RECOMMENDATION:

That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly at an estimated gross cost of $17,500.00 with a city's share of $7,274.32 to be financed from 1992 capital levy and the balance of $10,225.68, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $10,225.68 for a term not to exceed 20 years for the above project.

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation. The project is included in the 1992-2001 Capital Budget Program.

BACKGROUND:

This item will be considered by the Transport and Environment Committee on April 6, 1992.

c.c. Mr. K. Christenson, Secretary, Transport and Environment Committee
Mr. D. Lobo, Acting Director of Public Works, Attention: Mr. R. Meiers
Ms. P. Noé Johnson, City Solicitor
Mr. G. W. Lawson, Treasurer and Commissioner of Finance

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 26

REPORT TO: K. Christenson, Secretary
Transport and Environment Committee

MAR 27 1992

FROM: D. Lobo,
Acting Director of Public Works

SUBJECT: Proposed Construction of a Combined Concrete Sidewalk and Curb on the South Side of Carling Street from Macklin Street to Approximately 98 Metres Easterly

RECOMMENDATION:

a) That the construction of a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly proceed as a local improvement pursuant to Section 11 of the Local Improvement Act at an estimated gross cost of seventeen thousand, five hundred dollars ($17,500.) as provided in the 1992 portion of the 1992 - 1996 Capital Budget with a City's share of ($7,274.32) and an Owner's share of ($10,225.68); and,

b) That the Finance and Administration Committee be requested to recommend a source of funds for this Capital Project; and,

c) That the Acting Director of Public Works be authorized to construct these works once all of the necessary approvals have been received.

D. Lobo,
Acting Director of Public Works

...../2

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Provision has been made for these works in the 1992 - 1996 Capital Budget.

BACKGROUND:

We are in receipt of a sufficiently signed petition from the abutting owner requesting that a concrete sidewalk and curb be constructed on the south side of Carling Street from Macklin Street to approximately 98 metres easterly. The location of the proposed project is shown on the attached plan.

DL:bk
Attch.

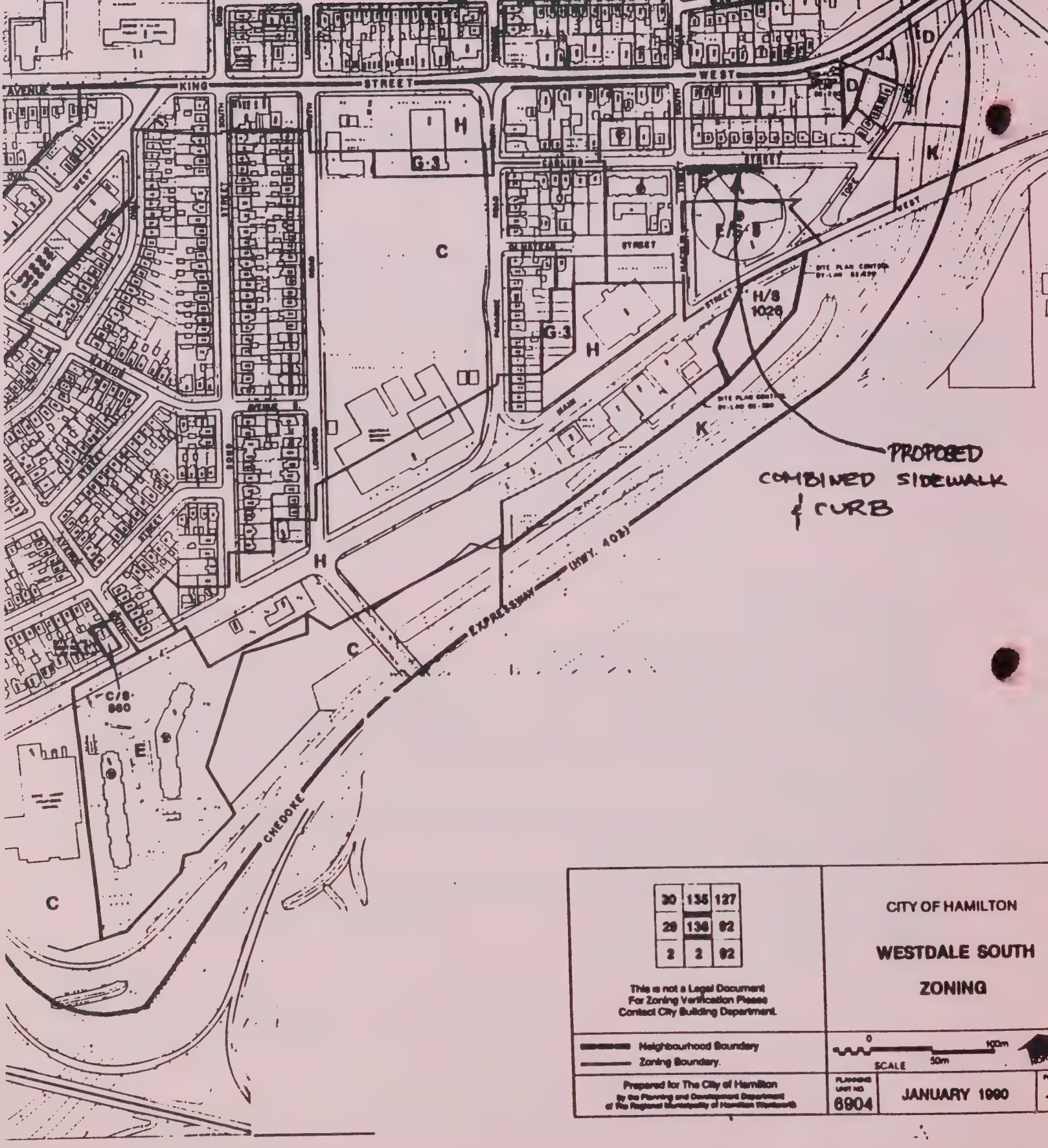
cc: I. R. Hammel, Acting City Treasurer
Treasury Department
ATTN: N. Adhya, Manager of Budgets

P. Noe Johnson, City Solicitor
Law Department

G. Lawson, Commissioner
Finance Department

A. Georgieff, Director of Local Planning
Planning and Development Department

S. Reeder, Secretary
Finance and Administration Committee



30 135 127 29 136 92 2 2 92 This is not a Legal Document For Zoning Verification Please Contact City Building Department.	CITY OF HAMILTON **WESTDALE SOUTH** **ZONING**
Neighbourhood Boundary Zoning Boundary.	0 100m SCALE 50m
Prepared for The City of Hamilton by the Planning and Development Department of The Regional Municipality of Hamilton-Wentworth	PLANNING UNIT NO. 6904 JANUARY 1990

E (iii

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 31

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

APR 2 1992

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **PROPOSED CONSTRUCTION OF A SIDEWALKS, CURBS AND ROADWAYS AS LOCAL IMPROVEMENTS ON BEAVERTON AVENUE AND ACADIA DRIVE**

RECOMMENDATION:

That the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct the following projects:

1. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of $113,100.00, with a city's share of $31,691.62 to be financed from 1992 capital levy and the balance of $81,408.38, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $81,408.38 for a term not to exceed 20 years for the above project.

2. Acadia Drive from Beaverton Avenue to approximately 53 metres southerly - roadway only at an estimated gross cost of $33,000.00, with a city's share of $15,056.30 to be financed from 1992 capital levy and the balance of $17,943.70, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $17,943.70 for a term not to exceed 20 years for the above project.

3. Acadia Drive from Butler Drive to approximately 50 metres southerly (west side only) - sidewalks and curbs at an estimated gross cost of $7,500.00, with a city's share of $650.00 to be financed from 1992 capital levy and the balance of $6,850.00, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $6,850.00 for a term not to exceed 20 years for the above project.

4. Acadia Drive from Butler Drive to approximately 50 metres southerly - roadway only at an estimated gross cost of $22,500.00, with a city's share of $2,430.00 to be financed from 1992 capital levy and the balance of $20,070.00, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $20,070.00 for a term not to exceed 20 years for the above project.

5. Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of $9,200.00, with a city's share of $3,040.00 to be financed from 1992 capital levy and the balance of $6,160.00, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $6,160.00 for a term not to exceed 20 years for the above project.

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation. The project is included in the 1992-2001 Capital Budget Program.

BACKGROUND:

This item will be considered by the Transport and Environment Committee on April 6, 1992.

c.c. Mr. K. Christenson, Secretary, Transport and Environment Committee
Mr. D. Lobo, Acting Director of Public Works, Attention: Mr. R. Meiers
Ms. P. Noé Johnson, City Solicitor
Mr. G. W. Lawson, Treasurer and Commissioner of Finance

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 26

REPORT TO: K. Christenson, Secretary
Transport and Environment Committee

FROM: D. Lobo,
Acting Director of Public Works

MAR 27 1992

SUBJECT: Proposed Construction of Sidewalks, Curbs and Roadways as Local Improvements on Beaverton Avenue and Acadia Drive

RECOMMENDATION:

a) That the construction of the following projects proceed as local improvements pursuant to Section 12 of the Local Improvement Act:

1. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive (north side only) - sidewalks and curbs at an estimated gross cost of twenty-three thousand, four hundred dollars ($23,400.), City's share (NIL), Owner's share ($23,400.).

2. Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of one hundred and thirteen thousand, one hundred dollars ($113,100.), City's share ($31,691.62), Owner's share ($81,408.38).

3. Acadia Drive from Beaverton Avenue to approximately 53 metres southerly - roadway only at an estimated gross cost of thirty-three thousand dollars ($33,000.), City's share ($15,056.30), Owner's share ($17,943.70).

4. Acadia Drive from Butler Drive to approximately 50 metres southerly (west side only) - sidewalks and curbs at an estimated gross cost of seven thousand, five hundred dollars ($7,500.), City's share ($650.), Owner's share ($6,850.).

...../2

5. Acadia Drive from Butler Drive to approximately 50 metres southerly - roadway only at an estimated gross cost of twenty-two thousand, five hundred dollars ($22,500.), City's share ($2,430.), Owner's share ($20,070.).

6. Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of nine thousand, two hundred dollars ($9,200.), City's share ($3,040.), Owner's share ($6,160.).

All as provided for in the 1992 portion of the 1992 - 1996 Capital Budget; and,

b) That the Finance and Administration Committee be requested to recommend a source of funding for this Capital Project; and,

c) That the Senior Director of Roads be authorized to construct these works on behalf of the City once all of the necessary approvals have been received; and,

d) That the City Clerk and Acting City Treasurer be directed to give the necessary notice of City Council's intention to undertake these works.

D. Lobo,
Acting Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The proposed works are to be rated in accordance with the normal practice. Provision has been made for these works in the 1992 - 1996 Capital Budget. The estimated costs per metre of frontage are as follows:

Independent concrete sidewalk	$ 80.00
Combined sidewalk and curbs	$ 137.00
Roadway only	$ 223.00

...../3

BACKGROUND:

Underground services on Beaverton Drive and a portion of Acadia Drive have been constructed under the following Subdivision Agreements: Beaverton Estates, Aquino Gardens Phase I and Eden Heights, Phase I. Since Beaverton Avenue and Acadia Drive are existing road allowances, the roadway, sidewalks and curbs should be initiated as local improvements. The Hamilton-Wentworth Roman Catholic Separate School Board has requested that a sidewalk be constructed on the majority of their frontage on the west side of Acadia Drive to provide a safe route for the pedestrians. The location of the proposed work is shown on the attached plan.

DL:bk
Attch.

cc: J. Schatz, City Clerk
City Clerk's Department

P. Noe Johnson, City Solicitor
Law Department

I. R. Hammel, Acting City Treasurer
Treasury Department
ATTN: N. Adhya, Manager of Budgets

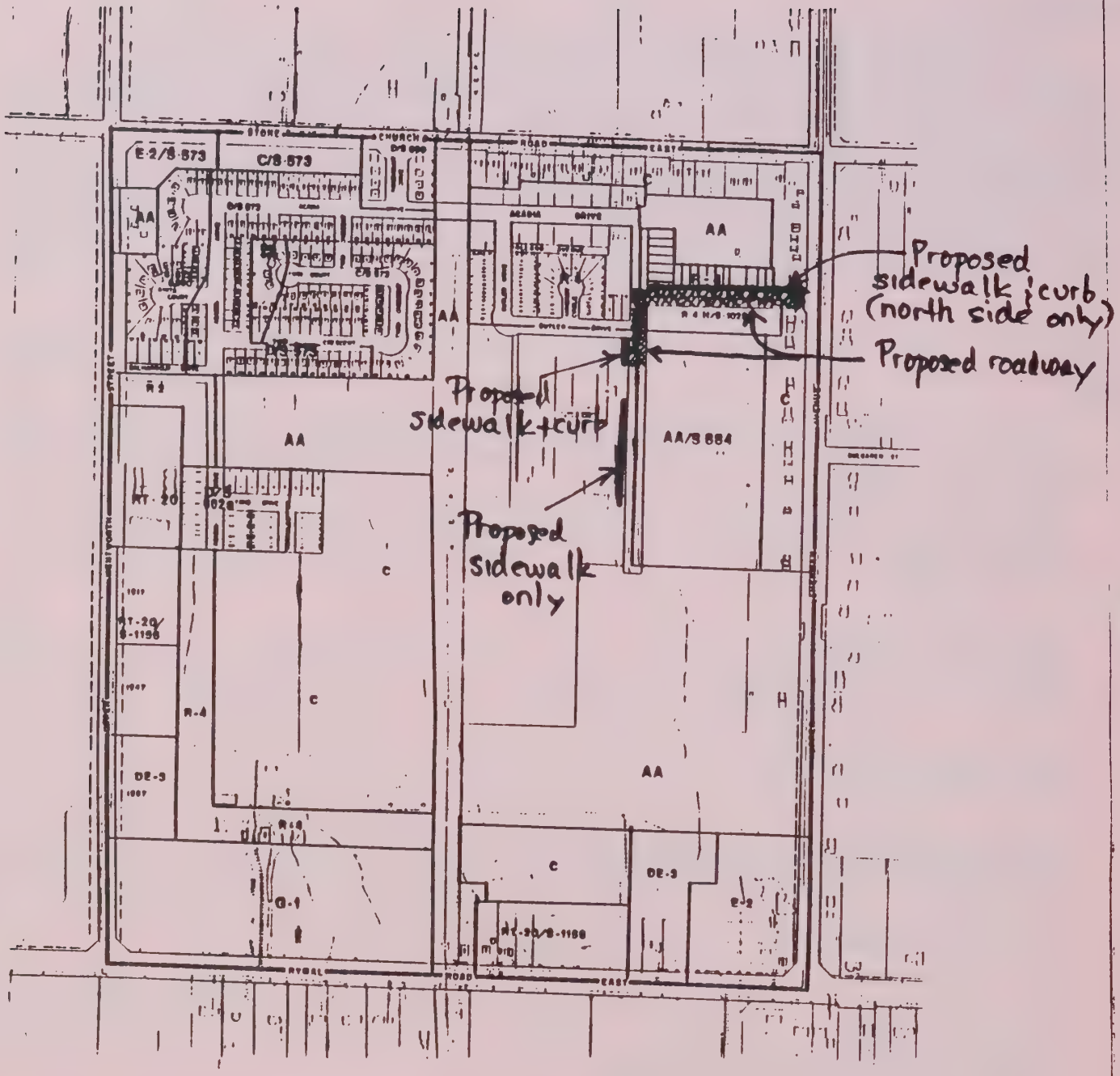
G. Lawson, Commissioner
Finance Department

A. Georgieff, Director of Local Planning
Planning and Development Department

D. Y. Onishi, Director of Design and Construction
Roads Department

S. Reeder, Secretary
Finance and Administration Committee

4-2



33 116 112 8 19 43 24 23 15 This is not a Legal Document. For Zoning Verification Please Contact City Building Department.	CITY OF HAMILTON BUTLER ZONING
Neighbourhood Boundary Zoning Boundary	SCALE 0 100m NORTH
Prepared for The City of Hamilton by the Planning and Development Department of the Regional Municipality of Hamilton-Wentworth	PLANNING DEPT. DWG. NO. 7506 JANUARY 1990 19

CITY OF HAMILTON
- INFORMATION -

F (i)

APR 2 1992

DATE: 1992 April 1

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L.C. King, P.Eng.
Building Commissioner

SUBJECT: Development Charges By-law 90-74 (BI-92-02)(92.4.12)

BACKGROUND:

On 1990 March 27, City Council passed By-law 90-74 under the Development Charges Act which imposed development charges against land when the development of the land increased the need for services.

The fees prescribed in the By-law were established by The Cooper & Lybrand Consulting Group. The consultant did an extensive study in 1989 in which the capital costs of major services for new residential and industrial/commercial development were analyzed. These costs were then proportioned based on projected population growths and projected construction of commercial and industrial space.

Since the implementation of the By-law in 1990, the construction industry has been adversely affected by the downturn in the economy. Building permit activity in Hamilton reflects the general malaise of the industry in 1992.

	CONSTRUCTION VALUE (MILLIONS)		NUMBER OF PERMITS	
Year	Residential	Non-Residential	Residential	Non-Residential
1989	$199.8	$185.4	4,542	1,407
1990	$126.8	$235.6	2,882	1,219
1991	$ 71.6	$ 79.6	1,658	1,023

Due to economic indicators and the downturn in construction, City Council approved the following recommendation from the Finance and Administration Committee dated 1992 January 30:

> "In light of the present economic difficulties the fees applicable in the Development Charges By-law 90-74 be referred to a staff committee consisting of representatives of the following Departments...and chaired by the Building Commissioner to be reviewed and report back to the Finance and Administration Committee."

...2

The subcommittee has met and discussed the issue of development charges and their effect on development and growth within the City. The following approaches were discussed:

1/ Some form of development charges reduction for 1992 and 1993 will encourage developers and builders to take advantage of the reduced rates.

2/ Major regional issues (i.e. cancellation of the Redhill Creek Expressway) have adversely affected development.

3/ Other major municipalities have delayed implementing development charges to encourage development.

4/ Construction on existing developed property does not have a major impact on demand for services.

5/ The existing exemption for residential infilling should be applied to commercial/industrial development.

6/ That in unusual cases where development charges and other service charges are excessive, that negotiations take place to reduce the overall charges to an economically acceptable level.

7/ That budgeted capital revenue as forecasted by the consultant will not be realized. Adjustments to proposed capital projects may be necessary due to capital shortfall.

In light of present economic conditions and the need to encourage development within Hamilton, the Subcommittee will pursue discussions with the development industry.

It is anticipated that a reduction in development charges will assist development in conjunction with provincial and federal initiatives.

After consultation with the Hamilton-Halton Homebuilders' Association and the City Liaison Committee, a formal recommendation will be forwarded to the Finance and Administration Committee for consideration.

3(a.)

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: Mrs. S. K. Reeder, Secretary,
Finance and Administration Committee

FROM: Mr. J. Thompson
Acting City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: RESOLUTION FROM THE CITY OF PETERBOROUGH

DATE: 1992 April 1

Attached please find a copy of a resolution from the City of Peterborough respecting an amendment to the Fire Act which City Council at its meeting held 1992 March 31 referred to the Finance and Administration Committee.

John Thompson

att.

City of Peterborough

Office of
The City Clerk

March 4, 1992

TO: ALL MUNICIPALITIES WITH A POPULATION OF OVER 45,000

Re: AMENDMENT TO FIRE ACT
Clerk's File 68.13.99 & 35.02.02

I wish to inform you that City Council at its meeting held March 2, 1992, adopted the following recommendation of the Committee of the Whole - General, and directed that you be advised of this decision:

> "That the Solicitor General be petitioned to amend the Fire Act to provide for the inclusion of a section in the Act which limits any increases to the municipalities ability to pay;
>
> And that a copy of this resolution be forwarded to other Ontario municipalities of 45,000 population or more for their consideration and endorsement;
>
> And that a copy of the resolution also be forwarded to the Association of Municipalities of Ontario and Mrs. Jenny Carter, M.P.P."

Yours truly,

W. Heeley

W. Heeley,
Deputy City Clerk.

/kf

OFFICE OF THE CITY CLERK
MAR 1 2 1992
REC. BY ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
ACTION: _____

City Hall • 500 George Street North • Peterborough • Ontario • CANADA • K9H 3R9 • (705) 748-8815 • FAX (705) 743-7825

3(a.)(i)

CITY OF HAMILTON

- INFORMATION -

DATE: 1992 April 3

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: P. Noé Johnson
City Solicitor

SUBJECT: Council Correspondence - City of Peterborough
March 31, 1992

BACKGROUND:

At the regular meeting of City Council correspondence from the City of Peterborough entitled "Amendment to Fire Act" was referred to the Finance and Administration Committee.

DISCUSSION:

The intent of the City of Peterborough resolution to petition the Solicitor General to amend the Fire Act to limit any increases to the municipalities' ability to pay was unclear. Therefore, prior to the consideration of this correspondence by the committee, the Law Department contacted the City of Peterborough for clarification. We were advised by the City of Peterborough Fire Department that this resolution was a reaction to the correspondence from St. Catharines on the recent arbitration award to Firefighters.

The City of Hamilton has recently received that particular correspondence on recommendation by the Finance and Administration Committee at the March 31,1992 meeting.

The City of Peterborough is requesting that the Fire Department Act be amended to include criteria which an arbitrator would use in Collective Agreement arbitrations, reflecting the ability of a municipality to fund the award.

cc: Chief G. C. Baker
Hamilton Fire Department

4(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 2

REPORT TO: Mrs. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Roy Hammel
Acting Treasurer

SUBJECT: **TAXATION BROCHURE**

RECOMMENDATION:

a) That the Committee consider producing a taxation brochure similar to last year's which indicated the portion of taxes levied by each taxing body, a brief summary of services provided, and the names and telephone numbers of members of council for the City and trustees for the Boards of Education,

b) That if the decision is made to produce the brochure, the estimated cost of $15,000 for printing and mailing be charged to the Reserve for Contingency account, which was the source of funding for this expenditure in 1991.

c) That the Region, and the Boards of Education, be requested to share the costs on a pro-rata basis calculated on each share of the tax levy.

Roy Hammel

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

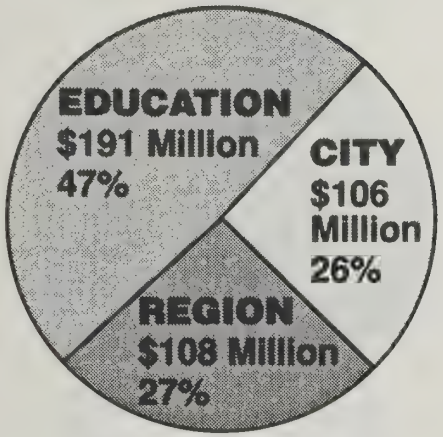
see above recommendation.

BACKGROUND:

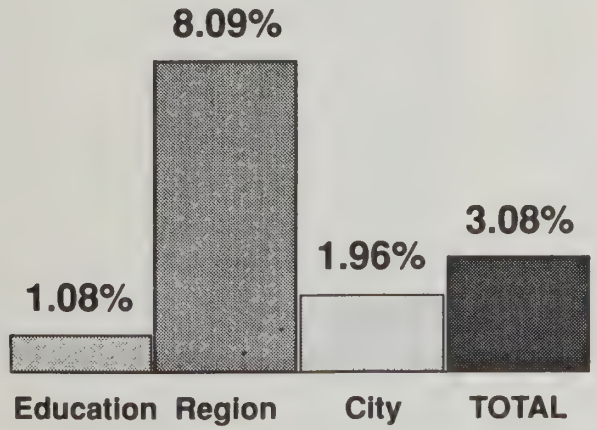
Attached is a copy of the 1991 taxation information brochure which was developed in 1991 by an ad hoc sub-committee specifically set up to design the brochure, and subsequently approved by the Finance and Administration Committee. This brochure was circulated as third class mail through Canada Post in conjunction with the mailing of the levy tax bills in May and was delivered to **all residential units (approximately 130,000),** including apartment tenants, in the City of Hamilton.

I would estimate costs for printing and distribution of this brochure in 1992 to be approximately $15,000, as the design and start-up costs are not required.

1991 TAXES LEVIED FOR EDUCATION, REGION AND CITY PURPOSES
($405 Million)



PERCENTAGE INCREASE IN TAXES LEVIED 1991 OVER 1990



For enquiries refer to:

The Hamilton Board of Education
P. O. Box 2558
Hamilton, Ontario
L8N 3L1

The Regional Municipality of
Hamilton-Wentworth
P. O. Box 910
Hamilton, Ontario
L8N 3V9

The Hamilton-Wentworth Roman-Catholic Separate School Board
P. O. Box 2012
Hamilton, Ontario
L8N 3R9

The Corporation of the City of
Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Recycled Paper

EDUCATION

The Hamilton Board of Education
General Enquiries 521-2508

Public School Trustees

Ward 1		**Ward 6**	
Marjorie Baskin	522-4802	June Deans	389-3355
Judith Bishop	528-7740	Marion Lowe	389-6094
Ward 2		**Ward 7**	
John Johnston	528-2730	Peter Kennedy	389-3522
Anne Stewart	526-0364	Geoff Korz	387-6907
Ward 3		Paul McWhinnie	383-8727
Bert Allen	547-6832	**Ward 8**	
Robert Stewart	528-9466	Mary Caye Clarke	385-1790
Ward 4		Wes Hicks	383-2222
Sandy Hill	527-5322	John Penner	383-2009
Ray Mulholland	547-2237	**French Language Section**	
Ward 5		Marie Patenaude Barker	578-6854
*Margaret Cunningham	561-9471	Jean Desmarais	560-3622
Canon Joseph Rogers	561-6951	Hubert Paquin	522-8542

Hamilton-Wentworth Roman-Catholic Separate School Board
General Enquiries 525-2930

Separate School Trustees (Hamilton)

Ward 1		**Ward 7**	
James Morreale	525-6390	John Rocchi	648-7687
Ward 2		Pat Daly	648-3290
Frank Salvatori	522-0794	**Ward 8**	
Ward 3		Mary Locane	388-8070
Bernie Morelli	545-8010	Tom Gallagher	528-0011
Tony Agro	528-2009	**French Language Section**	
Ward 4		Johanne Dion	578-1356
Rev. Ronald Synnott	628-2880	Pierre Garon	388-8514
Ward 5		Claudette Mikelsons	387-1958
Vicki DeSantis	561-1863		
Nick Dowhaniuk	524-1738		
Ward 6			
*Rev. Kyran Kennedy	528-4632		
Mario Cupido	388-3485		

*Chairman

REGION / CITY

Region - General Enquiries 546-2608
City - General Enquiries 546-2774

MEMBERS OF COUNCIL

Mayor		**Regional Chairman**	
R. M. Morrow	388-4924	R. J. Whynott	648-5464

ALDERMEN

Ward 1		**Ward 5**	
Terry Cooke	521-1087	Dominic Agostino	574-0179
Mary Kiss	525-5932	Fred Lombardo	561-1031
Ward 2		**Ward 6**	
Vince Agro	528-2009	Tom Jackson	383-3470
William McCulloch	525-6647	Vince Formosi	385-9914
Ward 3		**Ward 7**	
Brian Hinkley	572-7500	Henry Merling	389-5903
Don Drury	545-7077	John Gallagher	388-3089
Ward 4		**Ward 8**	
Geraldine Copps	544-6806	Don Ross	387-1842
Dave Wilson	575-299?	Tom Murray	387-9243

WHERE DO MY PROPERTY TAX DOLLARS GO?



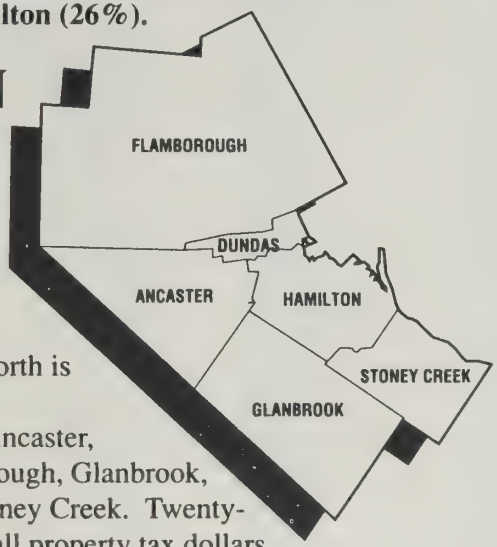
A guide for property taxpayers-1991

Here's a simple guide to understanding just how your 1991 property tax dollars are being spent. If you have any questions, or concerns, please contact the appropriate Elected Representative whose name and phone number are listed on the back page of this brochure.

As a property taxpayer living in the City of Hamilton, your 1991 property tax dollars have been levied as follows: The Regional Municipality of Hamilton-Wentworth (27%); The Hamilton Boards of Education (47%) and the City of Hamilton (26%).

REGION 27%

($108 Million)



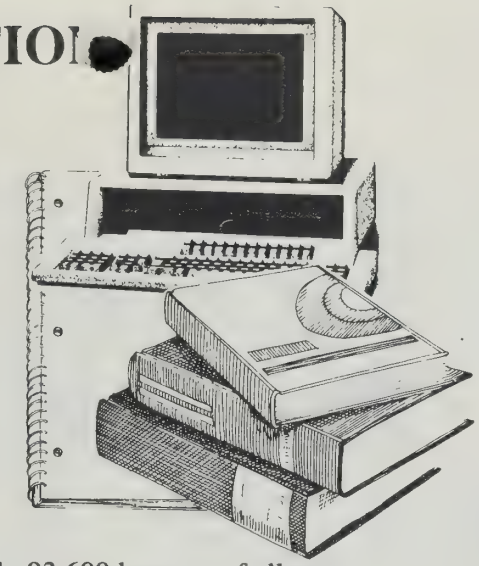
The Regional Municipality of Hamilton-Wentworth is made up of six municipalities: Ancaster, Dundas, Flamborough, Glanbrook, Hamilton and Stoney Creek. Twenty-seven percent of all property tax dollars are collected on behalf of the Region to support the following services...

SERVICES

- **Social and Family Services**
- **Police**
- **Environmental Services**
  - Water Works, Sanitary Sewers
  - Storm Sewers (local), Solid Waste Disposal
- **Public Health**
- **Transportation Services**
  - Regional Roads, Public Transportation
  - Disabled and Aged Transit (Darts), Airport
- **Planning and Development**
  - Local and Regional Planning

EDUCATION 47%

($191 Million)



The Hamilton Board of Education (Public) and The Hamilton-Wentworth Roman Catholic Separate School Board (Separate) serve approximately 93,600 learners of all ages at 150 schools. Forty-seven percent of all property tax dollars are collected on behalf of the Boards of Education to support classroom programs including the following services:

SERVICES

- **Childhood Education / Junior Kindergarten**
- **Meeting Behavioural, Communicational, Intellectual, Physical, and Multiple Needs of Students**
- **Student Social Support Services**
- **Computers Across the Curriculum**
- **Environment / Outdoor Education**
- **Psycho-educational Services**
- **Design / Technology Education**
- **Languages Instruction**
- **Co-operative Education With Business**
- **Drug Education**
- **French Language Schools**
- **Extra-Curricular Programs - Music, Drama, Athletics, etc.**
- **Summer School**
- **Adult and Continuing Education**
- **Community Use of School Recreation Facilities**
- **Educational Programs in Care, Treatment and Correctional Facilities**
- **Youth Driver Education**

CITY 26%

($106 Million)

Twenty-six percent of all property tax dollars are collected on behalf of the City of Hamilton to support the following services...

SERVICES

- **Fire Protection**
- **Waste Collection**
- **Snow Removal**
- **Local Roads and Parking Authority**
- **Libraries**
- **Recreational Facilities**
- **Historical Sites**
- **School Crossing Guards**
- **Parks**
- **Community Revitalization**
- **Traffic**
- **Street Lighting**
- **By-Law Enforcement**
- **Licensing**
- **Grants to Local Groups**
- **HECFI (Hamilton Place, Copps Coliseum and Hamilton Convention Centre)**



CITY OF HAMILTON

5(a.)

-RECOMMENDATION-

DATE: 1992 March 27

REPORT TO: Susan K. Reeder
Secretary, Finance and Administration Committee

FROM: Mark Mascarenhas
General Manager
Housing Department

SUBJECT: **Ada Pritchard and Macassa Park Apartments Building Condition Survey**

RECOMMENDATION:

That $14,266.30 of the available balance of capital funds of $52,292.91 previously allocated for mechanical and electrical renovations to the Macassa Park apartments be utilized for a building condition survey of the Ada Pritchard and Macassa Park apartments, as approved by the Board of Directors of the Hamilton Housing Company, and the remainder of $38,026.61 be returned to the City Treasury. The expenditure of $14,266.30 shall be charged to the account CF 5698 319041005.

MARK MASCARENHAS
GENERAL MANAGER - HOUSING DEPARTMENT

I.R. HAMMEL
ACTING CITY TREASURER

FINANCIAL IMPLICATIONS:

The cost of the condition survey can be covered well within the balance of the capital budget for the mechanical electrical renovations which are now complete. The renovation costs were previously approved in the 1990/94 Capital Budget at $165,000. The project was completed at a cost of $112,707.09 which is well below the budget estimate. Funds are available for this expenditure.

BACKGROUND:

At its meeting of March 5, 1992 the Board of the Directors of the Hamilton Housing Company approved the commissioning of a building condition survey subject to the cost being funded from the balance of the capital budget for the mechanical electrical renovations of Macassa Park Apartments.

Staff have concerns regarding the future viability of the buildings and find it necessary to ascertain the current condition of the buildings in order to effectively plan for the future. The condition survey will provide detailed information about structural integrity, the building systems and the projected costs of repairs. The survey will also indicate how much should be budgeted for the replacement reserve provision.

6(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 3

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **APPOINTMENT OF CITIZEN MEMBER TO HAMILTON CIVIC HOSPITALS BOARD OF DIRECTORS**

RECOMMENDATION:

That the Selection Committee of the Finance and Administration Committee take appropriate action to fill the citizen member vacancy on the Hamilton Civic Hospitals Board of Directors created by the resignation of Joan McKee for a term to expire 1994 December 31.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The City was in receipt of a letter dated 1992 March 23 from Mr. G. Lawson, Chairman, Board of Directors advising of Ms. McKee's resignation from the Hamilton Civic Hospitals Board of Directors.

The Finance and Administration Committee can readvertise for applicants or can select a replacement from the thirty-seven (37) citizens that applied for membership in 1992 January and were subsequently interviewed by a Selection Committee in 1992 February. Should the Committee choose the latter, attached is a list of all citizens that applied for membership to the Board when the last set of citizen vacancies was advertised.

Attached

HAMILTON CIVIC HOSPITALS BOARD OF DIRECTORS
2 TO BE APPOINTED
(for a term to expire 1995 December 31)

COMPOSITION	MEMBERS WHOSE TERM OF OFFICE EXPIRES	TERM OF OFFICE
	City Council Appointments	
-Mayor or City Council Representative	Ms. Joan McKee (resigned)	
-Regional Chairman or Regional Council Representative		
-1 City Alderman		
-1 Regional Councillor		
-President of Volunteer Association of Hamilton Civic Hospitals		
-16 Persons appointed by City Council of whom eight shall be nominated by City Council and eight shall be nominated by the the Hamilton Civic Hospitals Foundation		
-Chairman of Medical Staff Advisory Committee		
-President of Medical Staff		
-Vice-President of Medical Staff		

APPLICANTS:

1. ***Guido Alfonsi**, 27 Promenade Drive, Stoney Creek, L8G 3X4
2. ***Samir Alkadi**, 133 West 5th Street, Hamilton, L9C 3N7
3. **C. Douglas Boothe** , 95 Glenfern Avenue, Hamilton, L8P 2T9
4. **David W. S. Boulter**, 57 Lakeview Drive, Stoney Creek, L8E 5A6
5. ***Kathleen Bridle**, 19 Minto Avenue, Hamilton, L8L 6E1
6. ***Sheila N. Church**, 65 Rolston Drive, Hamilton, L9C 3X6
7. **Nadja Ciuriak**, 205 Edgemont St. South, Hamilton, L8K 2J1
8. ***Clarke Miller**, 115 West 3rd Street, Hamilton, L9C 3K4
9. ***Paul Curle**, 27-125 Bonaventure Drive, Hamilton, L9C 5Y9
10. **Michaelen Galan**, 78 Gage Avenue South, Hamilton, L8M 3C9
11. ***Ramanath (Ram) Mulki Kamath**, 4-125 Limeridge Rd. W., Hamilton, L9C 2V3
12. ***Denise Lorraine**, 184 Rosewood Road, Hamilton, L8K 3J4
13. ***Paul E. Heimpel**, 87 Duke Street, Unit 502, Hamilton, L8P 1X4
14. ***A. Jeffers Toby**, 102 Ossington Drive, Hannon, L0R 1P0
15. ***Doreen Johnson**, 184 Guildwood Drive, Hamilton, L9C 6S5

16. ***K. Stewart J. Jones**, 47 Essling Avenue, Hamilton
17. ***Andrea Brandsma-Kennedy**, 272 Hunter St. West, Hamilton, L8P 1S3
18. ***William E. Kosar**, 3800-100 Main St. E., Hamilton, L8N 3W6
19. **K. Phemon Ma**, Stelco, P.O. Box 2030, Hamilton, L8N 3T1
20. **Patricia (Trish) Mongeon**, 301 Sunnymeade Dr., Ancaster, L9G 4J2
21. **Norman B. Preece**, Hillholm, Park Rd. South, R.R.#1, Grimsby, L3M 4E7
22. **David N. Reid**, 50 Jackson St. West, Hamilton, L8P 1L4
23. ***Trevor Roberts**, 130 Herkimer Street, Hamilton, L8P 2H1
24. ***Anthony Salciccioli**, 46 Rama Court, Hamilton, L8W 2B3
25. ***Anna Sbrissa**, 121 Delmar Drive, Hamilton, L9C 1J8
26. **Neil F. Sharpe**, 117 Inchbury Street, Hamilton, L8R 3B7
27. **Morris Smurlick**, 197 Duke Street, Apt. 303, Hamilton, L8P 4V4
28. ***Constantin (Danny) Stanidis**, 172 Emerald Street North, Hamilton, L8M 5K8
29. ***Christine Templeton**, 90 Honeysuckle Crescent, Ancaster, L9K 1B3
30. **Nancy Yarmel**, 126 Hess Street North, Hamilton, L8R 2T2

_____ denotes an incumbent

***denotes a person that has applied for more than one Committee**

denotes a citizen appointed by City Council on 1992 February 25

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

MAR 3 1 1992

1992 March 30

Mr. G. W. Lawson, Chairman
Hamilton Civic Hospitals Board of Directors
237 Barton Street East
Hamilton, Ontario
L8L 2X2

Dear Mr. Lawson:

The City is in receipt of your letter dated 1992 March 23 respecting the resignation of Ms. Joan McKee from the Hamilton Civic Hospitals Board of Directors.

Your letter has been forwarded to the Secretary of the Finance and Administration Committee who will in turn take appropriate action to ensure that this citizen member vacancy is filled.

Yours truly,

J. J. Schatz
City Clerk

c.c. Susan Reeder, Secretary
Finance and Administration Committee

HAMILTON
CIVIC
HOSPITALS
237 Barton St., E., Hamilton,
Ont. L8L 2X2 (416) 527-0271

Together in caring, teaching and discovery

Hamilton General Division
237 Barton St., E., Hamilton L8L 2X2 527-0271

Henderson General Division
711 Concession St., Hamilton L8V 1C3 389-4411

March 23, 1992

OFFICE OF THE CITY CLERK
MAR 2 5 1992
REC. BY DB DATE 03/26
REF'D. TO JDT DATE 03/26
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
ACTION: _____

Mr. J. Schatz
City Clerk
Corporation of the City of Hamilton
City Hall
71 Main St. W.
HAMILTON, ONT.
L8N 3T4

Dear Mr. Schatz:

Re: Ms. Joan McKee

Ms. J.S. McKee, who was the Chief Executive Officer of the Hamilton Y.W.C.A. and was appointed to the Hamilton Civic Hospitals Board by the Regional Municipality of Hamilton-Wentworth when this was still the prerogrative of that body, was re-appointed to the Board by the City Council for a term of four years ending December 31, 1994.

As you are probably aware, due to ill health Ms. McKee has been forced to accept early retirement from the Y.W.C.A., and has resigned from the Hamilton Civic Hospitals Board and relocated to the West Coast.

This leaves a vacancy on the Board which requires to be filled for an interim period corresponding to Ms. McKee's appointed term until December 31, 1994. Whoever is appointed to that vacancy would, of course, in keeping with the Hamilton Civic Hospitals Act, be eligible for re-appointment to the Board by the City Council, should the Council deem this appropriate. I would be most obliged if you would initiate the necessary steps through the City Council appointment procedure to identify and appoint a replacement for Ms. McKee for a term to expire December 31, 1994.

If you have any queries concerning this vacancy, would you please contact Dr. Noonan's office at Hamilton Civic Hospitals.

Yours truly,

G. W. Lawson

/rm

G.W. Lawson
Chairman, Board of Directors
HAMILTON CIVIC HOSPITALS

7.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 3

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: TWENTY YEAR MAINTENANCE AGREEMENT WITH OTIS CANADA INC., VARIOUS EQUIPMENT LOCATIONS

RECOMMENDATION:

a) That the City of Hamilton enter into a twenty (20) year agreement with Otis Canada Inc., Hamilton, subject to Ontario Municipal Board approval, to provide extended coverage maintenance for Otis elevators, dumbwaiters and escalators, various locations. By entering into this agreement the City will receive a 7% discount for long term agreement and a 4% potential volume discount if all parties participate.

b) That the City Solicitor be authorized to apply for O.M.B. approval.

c) That an agreement be entered into satisfactory to the City Solicitor.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND:

Since 1961 through yearly agreements the City has been with Otis and have added many sites since the original agreement. Otis has recommended consolidating the various agreements recognizing the volume and size of operations.

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: TWENTY YEAR MAINTENANCE AGREEMENT FOR OTIS CANADA INC., VARIOUS EQUIPMENT LOCATIONS

BACKGROUND: Cont'd.

Based on 1991 contracts of $154,848.56,
the long term savings for the City of Hamilton,
including the Hamilton Entertainment and Convention
Facilities Inc. and the Parking Authority

7% discount for twenty (20) year agreement	10,839.43
4% volume discount	6,193.96
Estimated 1992 savings	$ 17,033.39

Otis has also allowed the Co-operative Purchasing Group to combine agreements for a volume discount without making any one party responsible for the others. Current participants are:

Art Gallery of Hamilton
Hamilton Public Library
Hamilton Street Railway
Wentworth County Board of Education
Mohawk College
Hamilton-Wentworth Roman Catholic Separate School Board
Town of Ancaster
Hamilton-Wentworth Children's Aid
Chedoke-McMaster Hospitals
Hamilton Civic Hospitals
St. Peter's Hospital
Regional Municipality of Hamilton-Wentworth
Corporation of the City of Hamilton, including the Hamilton Entertainment and Convention Facilities Inc. and the Parking Authority

This agreement may be terminated at any time with a penalty to repay the savings realized in any five year period.

c.c. Law Department
Accounts Payable

8(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 1

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Stella Glover, Secretary
English Language Sub-Committee

SUBJECT: **English Language Sub-Committee Vacancy**

RECOMMENDATION:

That the resignation of Jose Zarate from the English Language Sub-Committee be accepted and that the necessary steps be taken to fill this vacancy.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

If this vacancy is to be advertised it is the normal practice to advertise on two occasions at an approximate cost of $500/$600.

BACKGROUND:

Attached for the information of members of the Finance and Administration Committee is Mr. Jose Zarate's letter of resignation from the English Language Sub-Committee.

The English Language Sub-Committee received this letter at their meeting of 1992 March 31 and made the foregoing recommendation.

Stella Glover

cc: T. Tarpos, Chairperson
English Language Sub-Committee
File

MAR 26 1992

JOSE ZARATE
54 LOCHEARNE STREET
HAMILTON, ONTARIO L8R 1W1
TEL./FAX: (416) 523-7356

March, 23 1992

Mr. Tommy Tarpos
Chairperson
English Language Sub-Committee
City Hall
71 Main Street West
Hamilton, Ontario L8N 3T4

dear Mr. Tarpos:

When I decided to apply to be a member of the English Language Sub-Committee, I expressed at the time of the interview to the "selection body" formed by some aldermen and the Major, that my main interest in joining this sub-committee would be to stress the needs of the immigrant community concerning the training and mastering of English as a process of their adaptation to this new society and the improving of their skills in order to accomplish their goals of selfsufficiency. Also, I wanted to educate its members about the preconception about immigrants, like myself, that we live on subsidies our entire lives.

This ignorance of facts correlates that immigrants would cause more government spending, consequently more taxes. This fallacy is dangerous because it could lead to the violation of our human rights. We, the immigrants have the right to education and training as much as any other citizen, and we shouldn't forget that immigrants also pay their taxes. Moreover, their professional and work contribution make the City of Hamilton, not only culturally rich, but an intellectually and economically prosperous place to live.

Since I have been participating in the meeting of this Sub-committee I found that my goals have not been accomplished, and do not see the motivation for me to continue as a member of this sub-committee and perhaps and I can channel my energies into other community projects. This decision was heavily influenced by the fact that I totally opposed to the idea that the sub-committee should challenge the Provincial Government's policies, such as the plans to add French to 14 kilometres of the Queen Elizabeth Way and Highway 403 that run through the Hamilton area.

Please take my resignation as a member of the English Language Sub-committee immediately upon receipt of this letter. Thank for your understanding.

Sincerely,

Jose Zarate

c.c.: Mr. John D. Thompson, Secretary. Finance and Administration Committee
Alderman Dominic Agostino
Alderman Terry Cooke

8(b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 31

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Stella Glover, Secretary
English Language Sub-Committee

SUBJECT: **Mandate of English Language Sub-Committee**

RECOMMENDATION:

That the following be added in its entirety to the existing Terms of Reference of the English Language Sub-Committee for the purpose of clarification and definition:

"Notwithstanding, the Terms of Reference include, and is not limited to, the preservation, protection and enhancement of the English Language as it pertains to the English speaking community of Hamilton.

All non English as a first language citizens shall be invited, bi-annually, to a meeting to encourage their participation in community activities such as Civic sponsored Committees, Boards and Commissions. This committee shall encourage other organizations to take part in working with educators in basic and advanced learning of English. These bi-annual meetings are specifically for those that speak very little English, so they can become selfsufficient in our community.

This sub-committee shall praise, applaud and gratify individuals, organizations or any level of Government for their consideration, actions or policy on their enhancement or preservation of the English language as they directly impact the majority English speaking citizens of Hamilton as presented to the sub-committee.

This sub-committee shall review, recommend and challenge the policy or actions or individuals, organizations or any level of government as they **directly impact** the majority English speaking citizens of Hamilton as presented to the sub-committee.

This sub-committee had a mandate and role different from any other language sub-committee based on the fact that the majority population of Hamilton is English speaking. This mandate and role will naturally emphasize on the preservation and protection of the English Language. This sub-committee shall be informative and provide harmony and equality for all, and special privileges for none."

Stella Glover

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Recently the English Language Sub-Committee made a recommendation to the Finance and Administration Committee with regard to bilingual signage. However, this recommendation was rejected at the Finance and Administration Committee agenda review meeting as going beyond the jurisdictional authority of the English Language Sub-Committee.

Mr. Tommy Tarpos, the Chairperson of the English Language Sub-Committee, subsequently attended and addressed the 1992 March 5 meeting of the Finance and Administration Committee on the importance of clarifying and redefining the mandate of the English Language Sub-Committee.

Following consideration, the Finance and Administration Committee agreed that there was sufficient latitude in the current Terms of Reference for the English Language Sub-Committee to continue to carry out its exemplary work and directed that the presentation by Mr. Tarpos be received. A copy of the existing Terms of Reference is attached for the information of members of the Finance and Administration Committee.

This matter was discussed further by the English Language Sub-Committee at its meeting of 1992 March 31. At this time approximately 25 members of the public attended and expressed concern with regard to the Provincial and Federal bilingual policies which directly impact upon Hamiltonians; and in support of the Sub-Committee's request for expanded and more clearly defined terms of reference.

After discussion the English Language Sub-Committee respectfully made the foregoing recommendation.

cc: T. Tarpos, Chairperson
English Language Sub-Committee
file

ENGLISH LANGUAGE SUB-COMMITTEE

TERMS OF REFERENCE

That the English Language Sub-Committee provide a liaison between the City of Hamilton and the English speaking community by looking into the English speaking situation with the authority to recommend solutions and means of action regarding the problems encountered by Hamilton's English speaking community.

Adopted by City Council on 1990 December 11

CAH ON HBL A05
C51F31
1992

Urban/Municipal Librarian
Public Library
2nd Floor

J.J. SCHATZ
CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON
OFFICE OF THE CITY CLERK
71 MAIN STREET WEST
HAMILTON, ONTARIO L8N 3T4

TEL: 546-2700
FAX: 546-2095

1992 April 16

NOTICE OF MEETING

FINANCE AND ADMINISTRATION COMMITTEE

Thursday, 1992 April 23
9:30 a.m.
Room 233, City Hall

Susan K. Reeder.

Susan K. Reeder
Secretary

AGENDA

9:30 O'CLOCK A.M.

1. **DELEGATION**

   Levy requirements for 1992

   (a) The Hamilton Board of Education.

   (b) The Hamilton-Wentworth Roman Catholic Separate School Board.

2. **CONSENT AGENDA**

URBAN MUNICIPAL
APR 22 1992
GOVERNMENT DOCUMENTS

3. **ACTING CITY TREASURER**

   (a) Approval of the 1992 Mill Rates and the Tax Levy By-laws.

   (b) By-law for the authorization to borrow monies to cover temporary bank overdrafts in relation to current expenditures.

   (c) Information - Status of Hosting, Receptions, and related accounts.

4. **MAYOR ROBERT M. MORROW**

   (a) Performance and Reception - Academic Folklore Group from Ljubljana, Slovenia.

   (b) Canadian Country Music Association Conference and Entertainment Event.

5. **ALDERMAN W. McCULLOCH**

   (a) Hosting a small luncheon. (no copy)

6. **ALDERMAN D. DRURY**

   (a) Casino in Hamilton.

7. **BUILDING COMMISSIONER**

   (a) Development Charges By-law 90-74.

8. **DIRECTOR OF PROPERTY**

   (a) Location on City Hall Grounds for a Ukrainian monument.

9. **DIRECTOR OF INFORMATION SYSTEMS**

   (a) Client Management Software Project.

   (b) Standard City Department Letterhead and Stationery.

10. **JOINT REPORT - DIRECTOR OF PROPERTY, DIRECTOR OF INFORMATION SYSTEMS AND MANAGER OF PURCHASING**

    (a) Retendering - City of Hamilton Data Centre Renovations.

11. **COMMISSIONER OF HUMAN RESOURCES**

(a) Salary Classification - General Foreman/Woman (Forestry) and General Foreman/Woman (Beautification) - Department of Public Works.

12. **RESOLUTIONS**

(a) Canadian Housing and Renewal Association - support to keep a viable social housing sector in place.

13. **OPEN LOCAL GOVERNMENT PROPOSAL - DRAFT LEGISLATION**

(a) Information - City Solicitor.

(b) Resolution - City of Etobicoke.

(c) Resolution - City of Kingston.

14. **OTHER BUSINESS**

15. **ADJOURNMENT**

OUTSTANDING ITEMS

FINANCE & ADMINISTRATION COMMITTEE

1. (a) Policy to exempt Parking Authority from realty and business tax -Budget Meeting 1990 Feb. 23 and Regular Meeting 1990 Mar. 22 (Presently under review by Treasurer)

   (b) Examine feasibility of directing the net revenue from parking fines into the Reserve Account - 1990 March 22 (presently under review by Treasurer).

2. Street Vendors Program - Examine all aspects of the Program and report back to Finance and Administration Committee. Report and recommendations pending from Manager, Licensing Division.

3. Council Agenda Line (1990 Aug. 23) - Report pending from Manager of Property Maintenance and Manager of Purchasing.

4. Steel City Flea Market - Flea Market By-law #87-234-Report pending for Manager of Licensing.

5. Review Civic Awards regulations to include recognition of cultural achievements (1992 January 09). Staff report pending.

6. H.S.P.C.A. to report back on possible amendments to existing legislation to improve power to confiscate vicious animals - 1992 January 23.

7. Windermere Basin 1992 February 06 - Status report pending from City's Appointee to Hamilton Harbour Commissioners.

8. Theatre Terra Nova - Reduction in monthly mortgage payments - Referred back by City Council 1992 February 25.

9. Proposed By-law to Regulate the Sale of Tobacco to Minors - Report Pending from City Clerk - 1992 February 20.

10. Review process for repossessing properties for outstanding taxes - Requested by Alderman Copps in letter dated 1992 February 28 to Acting Treasurer.

11. Caretaking Services at various Recreation Centres - 1992 March 5 - Report referred back to staff for further review.

12. Regulation of Sale of Glue - 1992 March 5 - Report from City Solicitor pending.

13. Up-date on Vehicle Fleet Leasing Proposals - 1992 March 5 - Report from Acting Treasurer pending.

14. Report - Tendering the City's Insurance Portfolio.

15. Information Report - Manager of Purchasing - City's Energy Lightbulb Programme - requested 1992 March 26.

16. Report - Building Commissioner - Rationale of Development Charges on 84 Birmingham Street - 1992 April 9 meeting.

The Board of Education for the City of Hamilton
Le Conseil de l'éducation de la ville de Hamilton

100 Main Street West
Hamilton, Ontario
Telephone (416) 527-5092
Fax (416) 521-2536

100 ouest, rue Main
Hamilton (Ontario)
Téléphone (416) 527-5092
Fac-similé (416) 521-2536

Office of the Superintendent of Finance and Treasurer

Bureau du surintendant

1(a.)

1992 04 10

RECEIVED
APR 1 4 1992
CITY CLERKS

Mrs. Susan Reeder, Secretary,
Finance and Administration Committee,
City Hall,
Main Street West,
HAMILTON, Ontario.
L8N 3T4

Dear Mrs. Reeder:

Our levy requirement for 1992 as approved by our Board on April 8, 1992 is:

Elementary Panel	$100,099,236
Secondary Panel	$ 59,189,659
	$159,288,895

We understand that amounts of $ 219,789 for Elementary Panel and $ 147,018 for Secondary Panel will be added to our requisition, for mill rate purposes, to cover the short-fall in tax collections in 1991 due to assessment revisions.

Yours truly,

Paul E. Shewfelt,
Superintendent of Finance and Treasurer.

GR/ga
attached.
c.c. Mr. Roy Hammel, Acting Treasurer.

Mailing Address
P.O. Box 2558
Hamilton, Ontario
L8N 3L1

Adresse postale
C.P. 2558
Hamilton (Ontario)
L8N 3L1

BOARD OF EDUCATION FOR THE CITY OF HAMILTON
BUDGET SUMMARY

	1991 BUDGET $ 000's	%	1992 ESTIMATES $ 000's	%	INCREASE (DECREASE) OVER 1991 BUDGET $	%
EXPENDITURES						
Salaries & Wages, Employee Benefits	212,576	79.9	229,615	82.9	17,039	8.0%
Travel, Personnel Training & Bursaries	1,303	0.5	887	0.3	(416)	(31.9%)
Books, Energy, Repairs & Supplies	25,791	9.7	22,206	8.0	(3,585)	(13.9%)
Replacement & New Equipment	3,702	1.4	1,797	0.6	(1,905)	(51.4%)
Debt Charges	1,490	0.6	2,333	0.8	843	56.6%
Capital from Current & Perm. Improvements	4,176	1.6	3,599	1.3	(577)	(13.8%)
Rentals, Fees & Contractual Services	9,312	3.5	9,255	3.3	(57)	(0.6%)
Transfers to Other Boards & Other	7,530	2.8	7,701	2.8	171	2.3%
Total Expenditure Budget	265,880	100.0	277,392	100.0	11,512	4.3%
REVENUES						
Levy for Mill Rate	153,982	58.0	159,289	57.5	5,307	3.4%
Suppl. Taxes, T.& T., P.I.L., Sur/Def & Trfs.	10,971	4.1	13,703	4.9	2,732	24.9%
Provincial Grants	81,716	30.7	83,625	30.1	1,909	2.3%
Other Revenue	19,211	7.2	20,775	7.5	1,564	8.1%
Total Revenue Budget	265,880	100.0	277,392	100.0	11,512	4.3%
Levy						
Board of Education Levy (as above)	153,982		159,289		5,307	3.4%
Additional Levy by City re prior year short-fall of tax collection	530		367		(163)	(30.8%)
Total Levy	154,512		159,656		5,144	3.3%
Residential Mill Rates						
Elementary	106.5221		116.9462		10.4241	9.8%
Secondary	71.2648		69.1713		(2.0935)	(2.9%)
Education Mill Rate	177.7869		186.1175		8.3306	4.69%
City Mill Rate	98.6655					
Region Mill Rate	99.6322					
Total Mill Rate	376.0846		186.1175			
Taxes on Average $5,000 Assessment						
Education	888.93		930.59		41.66	4.69%
City	493.33					
Region	498.16					
Total Taxes on $5,000 Assessment	$1,880.42		$930.59			

1992/04/10

SUMMARY OF LEVIES AND MILL RATES
1992 vs.1991

LEVY	ELEMENTARY		SECONDARY		TOTAL	
1992						
BUDGET LEVY	$100,099,236		$59,189,659		$159,288,895	
CITY ADJUSTMENT*	219,789	100,319,025	147,018	59,336,677	366,807	159,655,702
1991						
BUDGET LEVY	92,262,200		61,719,918		153,982,118	
CITY ADJUSTMENT*	314,534	92,576,734	215,284	61,935,202	529,818	154,511,936
INCREASE(DECREASE)		$7,742,291		($2,598,525)		$5,143,766
%		8.4%		(4.2%)		3.3%
RESIDENTIAL ASSESSMENT						
BASE-1991		$857,822,277		$857,822,277		

MILL RATES	NON-RESIDENTIAL			RESIDENTIAL		
	ELEMENTARY	SECONDARY	TOTAL	ELEMENTARY	SECONDARY	TOTAL
1992 BUDGET	137.5838	81.3780	218.9618	116.9462	69.1713	186.1175
1991 BUDGET	125.3201	83.8409	209.1611	106.5221	71.2648	177.7869
INCREASE(DECREASE)	12.2637	(2.4629)	9.8007	10.4241	(2.0935)	8.3306
%	9.8%	(2.9%)	4.7%	9.8%	(2.9%)	4.7%

TAXES FOR AVERAGE RESIDENTIAL TAXPAYER WITH $5,000 ASSESSMENT

1992	$930.59	(5,000 x	0.1861175)
1991	$888.93	(5,000 x	0.1777869)
INCREASE	$41.66	4.69%	

*City adjustment is the amount added by the municipality to the board levy to recover the short fall of the tax collectior from the prior year resulting from revisions to assessments.

PANEL	MILL RATE	ASSESSMENT	LEVY
ELEMENTARY - RES	0.1169462	429,035,878	50,174,116
- NON-RES	0.1375838	364,468,439	50,144,953
- TOTAL		793,504,317	100,319,068
SECONDARY - RES	0.0691713	429,035,878	29,676,969
- NON-RES	0.0813780	364,468,439	29,659,713
- TOTAL		793,504,317	59,336,682

10-Apr-92

The Hamilton-Wentworth Roman Catholic Separate School Board
Le Conseil des Écoles Séparées Catholiques Romaines de Hamilton-Wentworth
90 MULBERRY ST., P.O. BOX 2012 HAMILTON, ONTARIO, CANADA L8N 3R9
TEL (416) 525-2930 FAX (416) 525-1724

1(b.)

April 16, 1992

Our File: F24

Mrs. S. Reeder, Secretary
Finance and Administration Committee
City Hall
Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mrs. Reeder:

Our levy requirement for 1992 as approved by our Board is:

Elementary Panel	$25,881,518.
Secondary Panel	15,308,388.
	$41,189,906.

We understand that amounts of $87,261. for our Elementary Panel, and $58,390. for Secondary Panel will be added to our requisition to cover the adjustment in tax collections in 1991 due to assessment revisions.

Yours truly

Steve Simon
Superintendent of Finance

SS/GS

Copy to: Ray Hammel, Acting Treasurer
Terry Daw, Manager of Revenue FAX 546-2449

2.

FINANCE AND ADMINISTRATION COMMITTEE

THURSDAY, 1992 APRIL 23RD

CONSENT AGENDA

A. ADOPTION OF THE MINUTES

Regular meeting 1992 April 9th and Special meeting 1992 April 14th.

B. ACTING DIRECTOR OF PUBLIC WORKS

(a) Surplus Funds - Equipment Reserve - 1991.

(b) Surplus Funds - Equipment Reserve - 1990.

C. ACTING TREASURER

(a) Arrangements for presentation - Distinguished Budget Presentation Award - The City of Hamilton for 1991.

(b) By-law - Levy of taxes on Bell Telephone Company of Canada.

(c) 1992 Business Improvement Area Levy By-laws.

(d) Funding - Orchard Park Estates Addition Subdivision.

(e) Information - Status of Unclassified Revenue and Expenditures as at 1992 March 31.

D. CITY CLERK

(a) Use of City facilities - Hamilton AIDS Network for Dialogue and Support (HANDS).

(b) Permanent Display - Distinguished Citizen of the Year Award Plaque.

(c) Otigheim Orchestra Canadian Tour.

(d) Use of Council Chambers - Ontario Building Officials Association.

E. **COMMISSIONER OF HUMAN RESOURCES**

(a) Appointments to and Terminations from Permanent Positions with the Corporation of the City of Hamilton.

F. **KEEP HAMILTON CLEAN COMMITTEE**

(a) Citizen Member Vacancies.

(b) Pitch-In Week Proclamation.

G. **MANAGER OF PURCHASING**

(a) Supply and Delivery of various software packages, 12 month term.

H. **DIRECTOR OF INFORMATION SYSTEMS**

(a) Payment of 1992 Information Builders Software Maintenance Invoice.

Thursday, 1992 April 9
9:30 o'clock a.m.
Room 233, City Hall

The Finance and Administration Committee met.



There were present: Alderman B. Charters, Vice-Chairperson
Mayor Robert M. Morrow
Alderman V. Agro
Alderman G. Copps
Alderman D. Drury
Alderman D. Agostino
Alderman T. Cooke

Regrets: Alderman D. Ross, Chairperson - Vacation
Alderman T. Anderson - Vacation

Also present: Alderman H. Merling
Alderman M. Kiss
Alderman D. Wilson
J. Pavelka, Acting Chief Administrative Officer
P. Noé Johnson, City Solicitor
L. King, Building Commissioner
T. Bradley, Manager of Purchasing
Susan K. Reeder, Secretary

A G E N D A

9:30 O'CLOCK A.M.

1. DELEGATION

Complaints under the Development Charges Act

(a) C.H. Heist Limited, 84 Birmingham Street.

Mr. Andrew R. Crowe, Vice-President of C. H. Heist Limited, was in attendance and spoke to their request for exemption from the development charges amounts. He indicated that the garage and warehouse they will be building should not have an impact on existing services and thus they do not feel that development charges should be applied.

The Building Commissioner and Chairperson of the Staff Review Committee on Development Charges spoke to the Committee and advised that there is a refund amount of $3,810.18 which has been remitted as a result of recent severance of .33 ha. from the site, but that a balance payment of $14,074.57 is being retained by the City for the development charges.

Considerable discussion ensued on this matter by the Committee and the Committee made the following recommendation:

> That the comments made by the representative of C.H. Heist Limited and the Building Commissioner be taken under advisement, and that the complaint under the Development Charges Act for property at 84 Birmingham Street be tabled in order that a staff report can be provided on the specific services that would be impacted on by this particular development and the rationale for applying the development charges.

(b) D.M. Industries Inc., 26 Arrowsmith Road.

The Committee was in receipt of a report from the Building Commissioner dated 1992 March 17, respecting the above-noted matter. The Building Commissioner advised that the Secretary had received a telephone call from Mr. David Elliot of Agro, Zaffiro, Barristers & Solicitors, in the morning to indicate that he will not be appearing before the Committee since they have applied for a permit to build the second floor within the existing building. Mr. King indicated that the complaint had been lodged originally on the basis that the second floor was unoccupied. He added that it will no longer be the case and the original complaint is no longer valid.

Accordingly, the Committee approved the following:

> That after hearing the evidence and reviewing the submission of complainant, D. M. Industries Incorporated, the Council for the Corporation of the City of Hamilton hereby confirms the development charges imposed on the property located at 26 Arrowsmith Road as having been properly imposed pursuant to the City Development Charges By-law 90-74.

(c) Ronald McDonald House, 1510 Main Street West.

The Committee was in receipt of a report from the Building Commissioner dated 1992 April 3, respecting the above-noted matter.

A representative from Ronald McDonald House was also in attendance.

The Committee approved the following:

> That after reviewing the submission of the complainant, Ronald McDonald House, the Council of the Corporation of the City of Hamilton hereby amends the Development Charges with respect to 1510 Main Street West, thereby reducing the City's Development Charges of $6,114.43 to zero.

Request for exemption of payment of Development Charges

(d) Presbyterian Residences (Hamilton) Inc., 10 Rice Avenue.

The Committee was in receipt of a report from the Building Commissioner dated 1992 March 17, respecting the above-noted matter.

No representative of the complainant was in attendance, although it was indicated that notice had been sent to them about this meeting. The Building Commissioner advised the Committee that a Building Permit has not been applied for and this request is for an exemption. The Committee then agreed to table this matter.

2. CONSENT AGENDA

A. ADOPTION OF THE MINUTES

The Committee was in receipt of the minutes of their regular meeting held Thursday, 1992 March 26 and adopted these minutes as circulated.

B. CITY CLERK

(i) Reviewing Stand - Shrine Parade.

The Committee was in receipt of a report from the City Clerk dated 1992 March 25, respecting the above-noted matter and approved the following:

That approval be given to the Hamilton Shrine Club, Rameses & Ismailia Temple for a City Hall reviewing stand to be erected for use on Saturday, 1992 June 13 from 11:00 o'clock a.m. until 3:30 o'clock p.m. on the occasion of the Shrine Parade.

(ii) Flying of Slovak Flag.

The Committee was in receipt of a report from the City Clerk dated 1992 March 20, respecting the above-noted matter and approved the following:

That approval be given to the action taken by the City Clerk in authorizing the Slovak Community to fly the Slovak Flag from 1992 March 13 to March 16 to celebrate the Independence Day of Slovakia.

(iii) Civic Awards - Leander Boat Club.

The Committee was in receipt of a report from the City Clerk dated 1992 April 1, respecting the above-noted matter and approved the following:

(a) That civic awards be presented to the following members of the Leander Boat Club for winning the Open Men's Heavy-Weight Dash 8 at the 1991 Royal Canadian Henley Regatta:

Christopher Lach	-	Civic Gold Ring
Gregory Stevens	-	Diamond Insert
Chris Carroll	-	Diamond Insert
Volker Nolte	-	Civic Gold Ring
Helen Muir (coxswain)	-	Civic Gold Ring

(b) That civic awards be presented to the following members of the Leander Boat Club for winning the Master's D-Class Men's 4 with Cox at the 1991 Royal Canadian Henley Regatta:

Vic Andreychuck	-	Diamond Insert
Con Andreychuck	-	Civic Gold Ring
Frank Corner	-	Civic Gold Ring
David Crosby	-	Civic Gold Ring
Carolyn Murphy (coxswain)	-	Civic Gold Ring

(c) That civic awards be presented to the following members of the Leander Boat Club for winning the Senior 155 lb. four with Cox at the 1991 Royal Canadian Henley Regatta:

Joseph Camillo	-	Ruby Insert
John Sawler	-	Ruby Insert

(iv) Secondary School Students Oratorical Contest.

The Committee was in receipt of a report from the City Clerk dated 1992 April 2, respecting the above-noted matter and approved the following:

(a) That permission be granted to Rev. L. W. Burns of Cathedral Boys' High School to use the Council Chambers on Sunday, 1992 April 26 from 7:00 o'clock p.m. and on Sunday, 1992 May 10 from 7:00 o'clock p.m. for Oratorical Contests for Secondary School Students.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activity.

(v) United Way Campaign Thermometer.

The Committee was in receipt of a report from the City Clerk dated 1992 January 10, respecting the above-noted matter and approved the following:

That the United Way of Burlington, Hamilton-Wentworth be granted permission to erect the United Way thermometer on the City Hall forecourt from mid-September until the end of 1992.

(vi) Use of Forecourt - Keep Hamilton Clean Committee.

The Committee was in receipt of a report from the City Clerk dated 1992 April 2, respecting the above-noted matter and approved the following:

(a) That permission be granted to the Keep Hamilton Clean Committee to use the City Hall forecourt (or in the event of inclement weather Room 219) on Monday, 1992 May 4 from 4:00 to 5:00 o'clock p.m., for the 1992 Pitch-In Week Kick-off.

(b) That the City Clerk be granted the authority to approve of a similar use in future years, provided it does not interfere with any other activities.

C. MANAGER OF PURCHASING

(i) Supply and delivery of office supplies and stationery during 1992.

Note: This item was pulled from the Consent Agenda for further discussion.

(ii) Supply and delivery of various software packages, 12 month term.

Note: This item was pulled from the Consent Agenda for further discussion.

(iii) Supply and delivery of petroleum products, various locations.

The Committee was in receipt of a report from the Manager of Purchasing dated 1992 April 2, respecting the above-noted matter.

The Committee approved the following:

That a purchase order be issued to Imperial Oil Limited, Willowdale, being the lowest of ten proposals received for the supply and delivery of Petroleum Products to various locations during the next twelve months commencing 1992 May 2nd, in accordance with specifications issued by the Manager of Purchasing and Vendor's proposal, and that this expenditure be financed through various approved accounts.

(iv) **Supply and delivery of air filters for various locations during 1992, 1993, 1994.**

The Committee was in receipt of a report from the Manager of Purchasing dated 1992 March 31, respecting the above-noted matter.

The Committee approved the following:

That a purchase order be issued to National General Filter Products Ltd., Brampton, for the supply and delivery of air filters for various locations, as and when required during 1992, 1993, 1994, being the lowest of five quotations received, in accordance with specifications issued by the Manager of Purchasing and Vendors' quotations, and that this expenditure be financed through various approved accounts.

D. DIRECTOR OF PROPERTY

(i) **Use of the "unused" portion of the Municipal Carpark adjacent to Don Cherry's Grapevine - 157 Main Street East, Hamilton.**

The Committee was in receipt of a report from the Director of Property dated 1992 April 2, respecting the above-noted matter.

The Committee approved the following:

(a) That the City of Hamilton enter into a Lease Agreement with "Major League Sports Bar Ltd." trading as "Don Cherry's Grapevine" for the purpose of establishing an outdoor patio restaurant situated on the south/west corner of the unused portion of the Main Street and Ferguson Avenue Municipal Carpark. The aforesaid leased area comprises approximately 716 square feet and the rental is $1,340. for a period commencing 1992 May 1 and terminating on 1992 September 30. It is understood and agreed that the patio will include a right of access over the most westerly 4 foot of two (2) parking spaces adjacent to the east wall of the building at 157 Main Street East and the lands comprising the patio itself.

(b) (i) That the Lease Agreement contain the proviso that the Lessee shall provide the City with liability insurance to the extent of $2,000,000.

(ii) That the patio structure to be placed on this unused portion of the parking lot be constructed to the satisfaction of the General Manager of the Parking Authority.

(iii) That the Lessee be responsible for any business taxes as a result of the use of the patio restaurant.

(c) That the Mayor and City Clerk be authorized and directed to execute a Lease Agreement in a form satisfactory to the City Solicitor.

E. ACTING TREASURER

(i) 1992 requests for allocation of subsidy monies under the Public Transportation and Highway Improvement Act.

Note: This item was pulled from the Consent Agenda for further discussion.

(ii) Funding - Proposed construction of a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly.

Note: This item was pulled from the Consent Agenda for further discussion.

(iii) Funding - Proposed construction of sidewalks, curbs and roadways as local improvements on Beaverton Avenue and Acadia Drive.

The Committee was in receipt of a report from the Acting Treasurer dated 1992 March 31, as well as a revised recommendation from the Acting Treasurer on this matter dated 1992 April 7.

It was indicated by the Acting Chairperson that the revised report contained an additional section on funding one of the sidewalks and curbs considered by the Transport and Environment Committee.

The Committee approved the following:

That as referred to in Section 22 of the Fifth Report of the Transport and Environment Committee for 1992, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct the following projects:

(a) Beaverton Avenue from Upper Sherman Avenue to Acadia Drive - roadway only at an estimated gross cost of $113,100. with a City's share of $31,691.62 to be financed from the 1992 Capital levy and the balance of $81,408.38, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $81,408.38 for a term not to exceed 20 years for the above project.

(b) Acadia Drive from Butler Drive to approximately 50 meters southerly (west side only) - sidewalks and curbs at an estimated gross cost of $7,500., with a City's share of $650. to be financed from the 1992 Capital levy and the balance of $6,850., being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $6,850. for a term not to exceed 20 years for the above project.

(c) Acadia Drive from Butler Drive to approximately 50 meters southerly - roadway only at an estimated gross cost of $22,500. with a City's share of $2,430. to be financed from the 1992 Capital levy and the balance of $20,070., being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $20,070. for a term not to exceed 20 years for the above project.

(d) Acadia Drive from approximately 128 metres south of Butler Drive to approximately 77 metres southerly (west side only) - sidewalks only at an estimated gross cost of $9,200., with a City's share of $3,040. to be financed from the 1992 Capital levy and the balance of $6,160. being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $6,160. for a term not to exceed 20 years for the above project.

(e) Beaverton Avenue from Upper Sherman Avenue to Acadia Drive (north side only) - sidewalks and curbs at an estimated gross cost of $23,400., being the owner's share to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $23,400. for a term not to exceed 20 years for the above project.

The Acting Chairperson asked the Committee if they wished to move Section 8 of their Agenda ahead with respect to the English Language Sub-Committee since a large number of people were in attendance. It was noted that this was not a delegation but rather items on their agenda.

The Committee agreed to move these matters forward.

8. ENGLISH LANGUAGE SUB-COMMITTEE

(a) Membership Vacancy.

The Committee was in receipt of a report from the Secretary of the English Language Sub-Committee dated 1992 April 1, respecting the above- noted matter and approved the following:

That the resignation of Jose Zarate from the English Language Sub-Committee be accepted and that the original list of applicants for the English Language Sub-Committee be reviewed and a replacement member be chosen from that list.

(b) Mandate.

The Committee was in receipt of a recommendation from the Secretary of the English Language Sub-Committee dated 1992 March 31, requesting that the original Terms of Reference of the English Language Sub-Committee be amended for the purpose of clarification and definition. The report outlined 5 paragraphs to be used for an amended Terms of Reference of the English Language Sub-Committee.

Considerable discussion ensued on this matter, and the Committee approved the following:

That the original mandate of the English Language Sub-Committee be reconfirmed.

2. CONSENT AGENDA - ITEMS PULLED

C. MANAGER OF PURCHASING

(i) Supply and delivery of office supplies and stationery during 1992.

The Manager of Purchasing advised the Committee that there was some difficulty with a disagreement on the recommendation by one of the other suppliers and asked that this matter be tabled in order that further discussion could be ensued with the parties involved.

The Committee then agreed to table this item.

(ii) Supply and delivery of various software packages, 12 month term.

Alderman Drury expressed concerns at using a Toronto firm and possible time delays that would occur in shipping material back if it were defective. The Manager of Purchasing responded to this and indicated that he did not perceive any additional costs being incurred if this should happen.

The Committee discussed this and agreed to refer this item back to the Manager of Purchasing for further consideration.

E. ACTING TREASURER

(i) 1992 requests for allocation of subsidy monies under the Public Transportation and Highway Improvement Act.

Alderman Copps expressed concern at Section C of the recommendation which would give the Treasurer authority to monitor expenditures and incur only minimal one hundred percent dollars in the event that the supplementary application is not approved. She indicated that this authority should not be given to the Treasurer but should remain with City Council.

The Acting Chief Administrative Officer responded that the City is well in excess of one hundred percent dollars and has been for the past 6 or 7 years.

The Committee discussed this and agreed that Section C of the recommendation should be removed and then approved the following amended recommendation:

(a) That the City Treasurer be authorized to make application to the Minister of Transportation for the City of Hamilton 1992 Normal and Supplementary Requests for Subsidy Monies under the Public Transportation and Highway Improvement based on the estimated maintenance and construction expenditures (both total and eligible) as indicated on the schedule attached herewith and marked Appendix "A"; and,

(b) That the City Treasurer be authorized to petition the Minister for subsidy payments as necessary.

(ii) Funding - Proposed construction of a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly.

Alderman Copps questioned the location of the sidewalk and the cost of approximately $7,000., when it affects only one residence.

The Acting Chief Administrative Officer advised that he believes this construction is part of the on-going City programme, but will check into this further and advise Alderman Copps prior to the City Council meeting.

The Committee then approved the following:

> That as referred to in Section 23 of the Fifth Report of the Transport and Environment Committee for 1992, the City Solicitor be authorized to make application to the Ontario Municipal Board for approval to construct a combined concrete sidewalk and curb on the south side of Carling Street from Macklin Street to approximately 98 metres easterly at an estimated gross cost of $17,500. with a City's share of $7,274.32 to be financed from the 1992 Capital levy and the balance of $10,225.68, being the owner's share, to be financed by the issuance of debenture for a period not to exceed 20 years. It is further recommended that application be made to the Regional Municipality of Hamilton-Wentworth to issue debentures in the amount of $10,225.68 for a term not to exceed 20 years for the above project.

F. BUILDING COMMISSIONER

(i) Information Report - Development Charges By-law 90-74.

The Committee was in receipt of an Information Report from the Building Commissioner dated 1992 April 1, respecting the Development Charges By-law 90-74. This report provides an up-date on the meetings of the Sub-Committee which have been meeting to discuss the issue of development charges and their affect on development and growth within the City.

Alderman Merling was in attendance and spoke to the Committee with respect to his concerns on the present Development Charges and the impact it is having on developers and development in the City in the present economic times.

The Building Commissioner responded that a report on this matter as per the request of the Finance and Administration Committee is being compiled and input is being sought from the Industry for this report. He advised that this report will be coming to the 1992 April 23rd meeting of the Committee.

Some discussion ensued on obtaining Public input on this matter and Mr. King advised that the Finance and Administration Committee could request a Public Meeting on the report following their review of it.

Alderman Copps indicated that there should also be some representatives from the other side of the issue, i.e. Taxpayers who would be bearing the cost of additional development in areas which are affecting the infrastructure.

Alderman Cooke requested that the report also include an indication on how other municipalities are responding to development charges in light of the economic situation and Alderman Copps added that she would like to see building statistics from these other municipalities.

Alderman Charters also expressed concern that any reductions to the development charges be looked at as temporary measures so that when economic times improve that municipalities are not forced with making enormous increases to bring the rates up to where they should be.

3. RESOLUTION

(a) Resolution from the City of Peterborough respecting an amendment to the Fire Department Act.

The Committee was in receipt of a resolution from the City of Peterborough respecting an amendment to the Fire Department Act. The Committee was also in receipt of a clarification memorandum from the City Solicitor further elaborating on the meaning and intent of the resolution which was very vague.

The Committee then approved the following:

That the following resolution from the City of Peterborough respecting an amendment to the Fire Department Act to include criteria which an Arbitrator would use in Collective Agreement arbitrations to reflect the ability of a municipality to fund the award, be received:

"That the Solicitor General be petitioned to amend the Fire Act to provide for the inclusion of a section in the Act which limits any increases to the municipalities ability to pay;

And that a copy of this resolution be forwarded to other Ontario municipalities of 45,000 population or more for their consideration and endorsement;

And that a copy of the resolution also be forwarded to the Association of Municipalities of Ontario and Mrs. Jenny Carter, M.P.P."

4. ACTING TREASURER

(a) Taxation Brochure.

The Committee was in receipt of a report from the Acting Treasurer dated 1992 April 2, respecting the above-noted matter.

Some discussion ensued on whether this should be done and in response to questioning the Acting Chief Administrative Officer indicated that this year's Tax Bill will be colour coded as it was last year to indicate the split in the rates being charged.

The Committee then approved the following:

(a) That approval be given to compile a taxation brochure, similar to last year's, which indicates the portion of taxes levied by each taxing body, a brief summary of services provided, and the names and telephone numbers of members of Council for the City and trustees for the Boards of Education;

(b) That the estimated cost of $15,000. for printing and mailing be charged to the Reserve for Contingency account, which was the source of funding for this expenditure in 1991; and

(c) That the Region, and the Boards of Education, be requested to share the costs on a pro-rata basis calculated on each share of the tax levy.

Note: Mayor and Alderman Drury opposed.

5. HOUSING DEPARTMENT AND ACTING CITY TREASURER

(a) Ada Pritchard and Macassa Park Apartments - Building Condition Survey.

Alderman Copps expressed concerns that the City will be spending funds to have a survey done when she feels that this work should be done in-house.

The Committee approved the following:

That $14,266.30 of the available balance of capital funds of $52,292.91 previously allocated for mechanical and electrical renovations to the Macassa Park apartments be utilized for a building condition survey of the Ada Pritchard and Macassa Park apartments, as approved by the Board of Directors of the Hamilton Housing Company, and the remainder of $38,026.61 be returned to the City Treasury. The expenditure of $14,266.30 shall be charged to the account CF 5698 319041005.

Note: Alderman Copps and Alderman Drury opposed.

6. CITY CLERK

(a) Appointment of Citizen Member to the Hamilton Civic Hospitals Board of Directors.

The Committee was in receipt of a report from the City Clerk dated 1992 April 3, respecting the above-noted matter and approved the following:

That the Selection Committee of the Finance and Administration Committee take appropriate action to fill the Citizen member vacancy on the Hamilton Civic Hospitals Board of Directors, created by the resignation of Joan McKee for a term to expire 1994 December 31.

7. MANAGER OF PURCHASING

(a) Twenty year maintenance agreement with Otis Canada Inc., various equipment locations.

The Committee was in receipt of a report from the Manager of Purchasing dated 1992 April 3, respecting the above-noted matter.

The Committee approved the following:

(a) That the City of Hamilton enter into a twenty (20) year agreement with Otis Canada Inc., Hamilton, subject to Ontario Municipal Board approval, to provide extended coverage maintenance for Otis elevators, dumbwaiters and escalators at various locations. By entering into this agreement the City will receive a 7% discount for long term agreement and a 4% potential volume discount if all parties participate.

(b) That the City Solicitor be authorized to apply for O.M.B. approval.

(c) That an agreement be entered into satisfactory to the City Solicitor.

9. ADDED - ALDERMAN D. AGOSTINO

Tourist Exemption - Sunday Shopping

The Committee was in receipt of an added report from Alderman Agostino respecting Sunday Shopping.

A considerable amount of discussion ensued on this matter with various members of the Committee expressing their personal preference on this issue.

The Committee then approved the following:

> That the City of Hamilton request the Regional Municipality of Hamilton-Wentworth to declare the City as a "tourist area" in order to allow Sunday Shopping.

Note recorded vote:

Yeas: Mayor Morrow, Alderman Agostino, Alderman Agro, Alderman Drury.

Nays: Alderman Charters, Alderman Copps, Alderman Cooke.

Motion carried.

OTHER BUSINESS

Earth Day

Alderman Wilson spoke to the Committee about a request he had received for chalk drawings to be done on sidewalks in connection with the Environment Week. The Committee approved the following:

> That approval be given to the Environment Week Shadow Project Committee to paint chalk drawings on downtown sidewalks on King, Main, James and John Streets; on Westdale Shopping area sidewalks on King Street; and on Concession Street shopping area sidewalks on Concession between Upper Gage and Upper Wentworth Streets. The drawings will be done the evening of 1992 May 31st, or on 1992 June 1st as a rain alternative. The drawings will be done by local environment groups such as the Bruce Trail Association, the Boy Scouts and Girl Guides and School Clubs.

Special Meeting of the Finance and Administration Committee

The Mayor spoke to the Committee and advised that a special meeting of the Finance and Administration Committee should be held on Tuesday, 1992 April 14, at 7:00 o'clock p.m., prior to the regular meeting of City Council for the purpose of appointing a City Treasurer.

The Committee agreed that this meeting would be held.

Outstanding List

Alderman Copps requested that the following Outstanding Items be brought forward as quickly as possible:

(a) Review Civic Awards regulations to include recognition of cultural achievements; and,

(b) Review process for repossessing properties for outstanding taxes.

It was indicated that the Secretary would look into these matters.

10. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN B. CHARTERS, VICE-CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1992 April 9

Tuesday, 1992 April 14
7:00 o'clock p.m.
Room 233, City Hall

A special meeting of the Finance and Administration Committee was held.

There were present: Alderman D. Ross, Chairperson
Alderman B. Charters, Vice-Chairperson
Mayor Robert M. Morrow
Alderman G. Copps
Alderman T. Anderson
Alderman T. Cooke
Alderman D. Agostino
Alderman D. Drury
Alderman V. Agro

Also present: Alderman F. Eisenberger
Alderman M. Kiss
Alderman F. D'Amico
Alderman G. Morelli
Mr. D. Carson, Executive Assistant to the Mayor
J. Pavelka, Acting Chief Administrative Officer
J. Johnston, Commissioner of Human Resources
Doreen Jones, Manager Personnel Services,
Human Resources Centre
Patrice Noé Johnson, City Solicitor
Susan K. Reeder, Secretary

A G E N D A

The Committee moved to meet In-Camera to discuss a personnel matter.

The Committee then moved out of their In-Camera session and into Regular session and approved the following:

1. APPOINTMENT OF CITY TREASURER

(a) That Mr. Allan C. Ross be appointed to the position of City Treasurer effective 1992 May 13, upon agreement on the terms and conditions of employment; and,

(b) That the Commissioner of Human Resources and the Chief Administrative Officer be authorized to negotiate the provisions of a contract with Mr. Ross within Salary Schedule "B", for a term of 3 years. Said contract to be signed by both parties prior to the commencement of employment.

2. ADJOURNMENT

There being no further business, the meeting then adjourned.

Taken as read and approved,

ALDERMAN D. ROSS, CHAIRPERSON
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1992 April 14

B(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 9

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. D. Lobo
Acting Director of Public Works

SUBJECT: Surplus Funds - Equipment Reserve

RECOMMENDATION:

That the surplus funds of $ 579,047.96 from the 1991 Reserve for the Replacement of Mobile Equipment to replace fully depreciated equipment be returned to the Reserve for the Replacement of Mobile Equipment.

D.Lobo
Acting Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

As outlined on the attached list equipment estimated at $ 3,015,435.00 was approved in 1991 to be replaced. Through accurate specifying of the appropiate pieces of equipment and tendering the actual costs of $ 2,436,387.04 were realized saving approximately $ 579,047.96

BACKGROUND:

Replacement equipment/vehicles are priortized from the complete list of fully depreciated equipment/vehicles in conjunction with the operating departments. Estimates for the replacement equipment/vehicles are obtained from equipment vendors. By continually updating the specifications with the manufacturers and a working knowledge of what is needed to carry out the equipment requirement, combined with the competition in the tendering process savings are expected.

Equipment costs vary due to the time variance between the original replacement estimate and the time the tender process is completed and the equipment delivered. This process can take up to 270 days.

c.c. J.G. Pavelka Acting Chief Administrative Officer
R. Hammel Acting City Treasurer
G.T. Kerr Manager of Fleet Services
T. Bradley Manager of Purchasing

Equipment Replacement 1991
Deprreciation List

		Estimated Cost	Actual Cost	Difference
1207	1983 Icemaster Ice Resurfacer	46,289.00	45,235.25	- 1,053.75
9012	1981 Chev Van	20,000.00	18,259.50	- 1,740.50
9201	1979 International Sander/Dump	81,000.00	113,245.21	+32,245.21
9212	1980 International Plow Truck	81,000.00	26,460.00	- 54,540.00
9213	1980 International Dump Truck	81,000.00	49,235.35	- 31.764.65
9217	1981 Ford Dump Truck	81,000.00	26,535.10	- 54,464.90
9231	1983 GMC Crew Cab Stake Truck	29,000.00	26,425.02	- 2,574.98
9232	1983 GMC Crew Cab Stake Truck	29,000.00	26,424.02	- 2,574.98
9234	1983 GMC Crew Cab Stake Truck	29,000.00	26,839.64	- 2,160.36
9305	1982 GMC Crew Cab Pickup	20,000.00	21,225.86	+ 1,225.86
9315	1982 Ford Pickup	20,000.00	17,130.49	- 2,869.51
9316	1982 Ford Pickup	20,000.00	17,523.69	- 2,476.31
9319	1983 GMC Crew Cab Pickup	20,000.00	16,482.95	- 3,517.05
9320	!983 GMC Crew Cab Pickup	20,000.00	21,225.86	+ 1,225.86
9327	1982 Ford Stake Truck	30,000.00	30,675.58	+ 676.58
9337	1980 Ford Stake Truck	30,000.00	26,988.11	- 3,011.89
9324	1984 Dodge Pickup	20,000.00	16,373.70	- 3,626.30
9350	1984 GMC Crew Cab Stake Truck	20,000.00	16,482.95	- 3,517.05
9352	1984 GMC Crew Cab Stake Truck	29,000.00	26,800.05	- 2,199.95
9353	1984 Dodge Pickup	20,000.00	16,492.79	- 3,507.21
9404	1983 Ford Back Hoe	90,000.00	45,034.00	- 44,966.00
9414	1975 Ford Farm Tractor	29,093.00	21,028.33	- 8,064.67
9415	1977 Ford Farm Tractor	29,093.00	20,989.38	- 8,103.62
9453	1982 Cushman Truckster	22,000.00	23,693.45	+ 1,693.45
9455	1985 Cushman Truckster	22,000.00	16,611.75	- 5,388.25
9473	1981 Ford Farm Tractor	29,093.00	31,375.28	+ 2,282.28
9474	1981 Ford Farm Tractor	29,093.00	25,209.88	- 3,883.12
9479	1978 Ford Farm Tractor	29,093.00	31,359.08	+ 2,266.08
9488	1981 Toro Parksmaster Mower	60,000.00	37,150.00	- 22,850.00
9495	1976 Ford Farm Tractor	29,093.00	20,953.00	- 8,140.00
9508	1984 Ford Farm Tractor	29,093.00	23,759.91	- 5,333.09
9523	1980 Ford Farm Tracror w/Plow	29,093.00	26,423.52	- 2,669.48
9524	1980 Ford Farm Tractor	29,093.00	23,759.91	- 5,333.09
9564	1983 Mobile Street Sweeper	163,000.00	140,793.00	- 22,207.00
9645	1975 Vacall Body	100,000.00	104,701.08	+ 4,701.08
9660	1979 International Tandem Sander	113,000.00	114,107.72	+ 1,107.72
9647	1979 International Dump Sander	113,000.00	107,546.38	- 5,453.62
9669	1981 Ford Dump/Sander	95,904.00	26,423.52	- 69,480.48
9695	1979 International Sander/Dump	113,000.00	107,546.38	- 5,453.62
9749	1986 Befco Mower	2,500.00	907.80	- 1,592.20
9783	1976 Tennant Router	18,000.00	17,388.00	- 612.00

Equipment Replacement 1991 cont'd.

		Estimated Cost	Actual Cost	Difference
9784	1976 Tennant Router	18,000.00	17,388.00	- 612.00
9802	1977 Joy Air Compressor	15,000.00	12,953.60	- 2,046.40
9822	1984 Bannerman Triplex Mower	17,250.00	13,225.00	- 4,025.00
9845	1981 Toro Super Pro Mower	23,500.00	22,131.75	- 1,368.25
9855	1980 Ryan Aerifiers (2)	35,000.00	37,196.75	+2,196.75
9921	1980 Woods Tow Behind Mowers (4)	20,400.00	19,203.30	- 1,196.70
9936	1979 Leaf Blower (2)	8,200.00	7,360.00	- 840.00
9940	1985 Lely Fertilizer Spreader	4,100.00	3,105.00	- 995.00
9953	1980 Ford Tow Behind Mowers (4)	29.093.00	3,631.20	-25,461.80
9954	1983 Toro Greensmaster Mower	23,565.00	16,675.00	- 6,890.00
9972	1983 Toro Rakovac	25,300.00	19,900.75	- 5,399.25
9973	1980 Mountain Mower	17,500.00	13,225.00	- 4,275.00
9976	1985 Ransome Bobcat Mower	17,500.00	13,225.00	- 4,275.00
	Hand Power Mowers (2)	3,995.00	1,293.98	- 2,701.02
	Stihl Weed Eaters (10)	5,000.00	4,220.84	- 779.16
9001	1981 International Aerial Bucket Truck	133,847.00	132,486.04	- 1,360.96
9109	1984 Ford 20YD Garbage Packer	101,355.0	96,834.89	- 4,520.11
9112	1984 Ford 20YD Garbage Packer	101,355.00	97,212.09	- 4,142.91
9113	1984 International 25YD Packer	101,355.00	97,212.09	- 4,142.91
9678	1979 International Sander/Dump	95,904.00	88,752.77	- 7,151.23
9035	1984 Pavement Grinder	10,000.00	Repaired*	- 10,000.00
9627	1984 Ford HiRanger	150,000.00	151,000.00	+ 1,000.00
9691	1984 Bros. Roller	80,000.00	Repaired*	- 80,000.00
9727	1979 Bomag Roller	18,500.00	15,329.50	- 3,170.50
9848	1975 Centripump	1,000.00	Repaired*	- 1,000.00
9492	1975 Ford Tractor	29,093.00	Not Replaced**	- 29,093.00
9520	1980 Ford Tractor/Loader	29,093.00	Not Replaces**	- 29,093.00
	TOTALS	3,015,435.00	2,436,387.04	- 579,047.96

* Those that were repaired were not replaced because by the time the repair was made it was more economical to retain the units.

** Not replaced due to change in operations and previously purchased equipment able to perform some of the remaining job functions that this equipment had performed in the past.

B (b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 9

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. D. Lobo
Acting Director of Public Works

SUBJECT: Surplus Funds - Equipment Reserve

RECOMMENDATION:

That the surplus funds of $ 113,091.40 from the 1990 Reserve for the Replacement of Mobile Equipment to replace fully depreciated equipment be returned to the Reserve for the Replacement of Mobile Equipment.

D.Lobo
Acting Director of Public Works

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

As outlined on the attached list equipment estimated at $ 3,130,606.00 was approved in 1990 to be replaced. Through accurate specifying of the appropiate pieces of equipment and tendering the actual costs of $ 3,017,514.60 were realized saving approximately $ 113,091.40

BACKGROUND:

Replacement equipment/vehicles are priortized from the complete list of fully depreciated equipment/vehicles in conjunction with the operating departments. Estimates for the replacement equipment/vehicles are obtained from equipment vendors. By continually updating the specifications with the manufacturers and a working knowledge of what is needed to carry out the equipment requirement, combined with the competition in the tendering process savings are expected.

Equipment costs vary due to the time variance between the original replacement estimate and the time the tender process is completed and the equipment delivered. This process can take up to 270 days.

c.c. J.G. Pavelka Acting Chief Administrative Officer
R. Hammel Acting City Treasurer
G.T. Kerr Manager of Fleet Services
T. Bradley Manager of Purchasing

1990 Equipment Purchases
Depreciation List

		Estimated Cost	Actual Cost	Difference
9005	1981 International Aerial Truck	90,000.00	124,543.25	+34,543.25
9011	1981 Dodge Pickup	20,000.00	20,689.65	+ 689.65
9019	1981 Chev Pickup	20,000.00	23,139.00	+ 3,139.00
9027	1982 Ford Pickup	20,000.00	17,353.44	- 2,646.56
9028	1982 Ford Pickup	20,000.00	17,353.44	- 2,646.56
9041	1981 Dodge Pickup	20,000.00	19,604.05	- 395.95
9079	1980 Ford Pickup	20,000.00	18,748.45	- 1,251.55
9084	1983 Chev Impala	18,000.00	17,520.84	- 479.16
9086	1982 Pontiac Acadian	12,000.00	11,632.68	- 367.32
9115	1983 Ford Packer	90,100.00	108,915.20	+18,815.20
9116	1982 Ford Packer	90,000.00	108,915.20	+18,915.20
9202	1979 International Dump Truck	72,000.00	78,646.78	+ 6,646.78
9203	1979 International Dump Truck	72,000.00	26,028.00	- 45,972.00
9204	1979 International Dump Truck	72,000.00	78,646.78	+ 6,646.78
9206	1980 International Dump Truck	72,000.00	57,823.15	- 14,176.85
9207	1980 International Dump Truck	72,000.00	57,823.15	- 14,176.85
9211	1980 International Dump Truck	72,000.00	57,823.15	- 14,176.85
9216	1981 Ford Dump Truck	28,000.00	26,028.00	- 1,972.00
9220	1981 Dodge Dump Truck	28,000.00	26,028.00	- 1,972.00
9224	1982 GMC Dump Truck	28,000.00	26,028.00	- 1,972.00
9301	1982 Ford Stake Dump Truck	28,000.00	26,028.00	- 1,972.00
9302	1982 Ford Stake Dump Truck	28,000.00	26,028.00	- 1,972.00
9311	1981 Dodge Pickup	20,000.00	16,219.44	- 3,780.56
9312	1981 Dodge Pickup	20,000.00	15,800.40	- 4,199.60
9313	1982 Ford Pickup	20,000.00	16,015.32	- 3,984.68
9318	1982 Ford Van	18,000.00	16,400.00	- 1,600.00
9322	1983 Ford 3/4 Ton Pickup	20,000.00	16,393.00	- 3,607.00
9336	1980 Ford Stake Dump Truck	28,000.00	26,028.00	- 1,972.00
9348	1980 Chev Van	16,000.00	16,972.85	+ 792.85
9364	1981 Ford Stake Dump Truck	28,000.00	26,028.00	- 1,972.00
9365	1981 Ford Dump Truck	28,000.00	48,522.55	+20,522.55
9403	1981 Case Front End Loader	60,000.00	45,987.10	- 14,012.90
9449	1982 Ford Street Flusher	85,000.00	102,637.80	+17,637.80
9456	1979 International Cab & Chassis	65,000.00	70,194.60	+ 5,194.60
9458	1980 International Street Flusher	85,000.00	102,637.80	+17,637.80
9469	1975 Ford Farm Tractor	28,000.00	18,015.33	- 9984.67
9494	1975 Ford Farm Tractor	18,000.00	18,015.33	+ 15.33
9503	1982 Massey Ferguson Tractor	24,000.00	76,464.00	+52,464.00
9507	1984 Ford Farm Tractor	24,000.00	21,680.00	- 2,320.00
9516	1975 Ford Tractor Loader	28,000.00	16,433.28	- 11,566.72
9517	1980 Ford Tractor Loader	28,000.00	22,690.70	- 5,309.30
9518	1980 Ford Tractor Loader	28,000.00	40,904.10	+12,904.10

1990 Equipment Purchases cont'd

		Estimated Cost	Actual Cost	Difference
9520	1980 Ford Tractor Loader	28,000.00	23,759.91	- 4,240.09
9558	1980 Mobile Street Sweeper	142,000.00	113,421.60	- 28,578.40
9562	1980 Canameque Street Sweeper	142,000.00	113,421.60	- 28,578.40
9628	1982 Eager Beaver Chipper	29,000.00	24,542.15	- 4,457.85
9643	1982 International Dump Truck	80,000.00	98,677.19	+18,677.19
9648	1979 International Dump Truck	86,000.00	96,290.94	+10,290.94
9649	1979 International Dump Truck	86,000.00	83,821.78	- 2,178.22
9652	1976 International Vacall	130,000.00	178,967.88	+48,967.88
9671	1979 Inyernational Dump Truck	86,000.00	96,290.94	+10,290.94
9672	1979 International Dump Truck	86,000.00	83,821.78	- 2,178.22
9679	1979 International Dump Truck	86,000.00	96,290.94	+10,290.94
9748	1978 Challenger Mower	2,700.00	1,618.92	- 1,081.08
9750	1973 Woods 3 Point Hitch Mower	2,700.00	1,618.92	- 1,081.08
9908	1976 Five Gang Toro Mowers (3)	30,000.00	38,091.81	+ 8,091.81
9909	1976 Set Seven Gang Mower	10,000.00	17,597.70	+ 7,597.70
9941	1982 Greensmaster Mower	15,000.00	20,491.73	+ 5,491.73
9943	1981 Greensmaster Mower	15,000.00	20,491.73	+ 5,491.73
9956	1983 Challenger Rotary Mower	2,700.00	1,618.92	- 1,081.08
	49 Hand Powered Mowers	24,700.00	36,045.00	+11,345.00
	49 Weed Trimmers	24,206.00	21,490.91	- 2,715.09
	Radio Installations New Equip.		3,707.89	
9006	1981 Ford Platform Truck	45,000.00	61,684.51	+16,684.51
9226	1976 International Cab & Chassis	72,000.00	74,664.04	+ 2,664.04
9081	1974 Gmc Hoist Truck	70,000.00	Repaired*	-70,000.00
9217	1981 Ford Dump Truck	28,000.00	Repaired	-28,000.00
9479	1978 Ford Tractor	18,000.00	Repaired	-18,000.00
9646	1975 International Vacusweep	70,000.00	Not Replaced**	-70,000.00
9691	1964 Pneum Bros. Roller	50,000.00	Repaired	-50,000.00
9819	1975 Broyhill Tree Sprayer	6,500.00	Not Replaced***	- 6,500.00
	TOTALS	3,130,606.00	3,017,514.60	- 113,091.40

* Those that were repaired were not replaced because by the time the repair was made it was more economical to retain the units.

** Not replaced because recently purchased sweeping equipment permitted this unit to be eliminated.

*** Not replaced because trees are no longer sprayed, Disease control is now through hydroinjection.

CITY OF HAMILTON

- RECOMMENDATION -

C (a.)

DATE: 1992 April 15

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. I. R. Hammel
Acting Treasurer

SUBJECT: **DISTINGUISHED BUDGET PRESENTATION AWARD - THE CITY OF HAMILTON FOR 1991**

RECOMMENDATION:

That the necessary arrangements be made for His Worship Mayor Robert M. Morrow to accept, on behalf of the Corporation of the City of Hamilton, the distinguished Budget Presentation Award from the Government Finance Officers Association of the United States and Canada (GFOA) to the Corporation of the City of Hamilton, Ontario which is being awarded for recognition of its annual budget for the fiscal year beginning January 1, 1991.

Note: The budget document was prepared by the City's Treasury Department Budget Section under the leadership of Edward C. Matthews, former Treasurer and Nik Adhya, Manager of Budgets and staff members Kevin Beattie and Colin Kerr.

I.R. Hammel

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Demonstrates a commitment to good governmental budgeting and efforts to improve the quality of budget documentation.

BACKGROUND:

The Distinguished Budget Presentation Award is the highest form of recognition in governmental budgeting. Its attainment represents a significant achievement by our organization.

The award is valid for one year and we are planning to continue our participation in the program with the support of the Management Team, the Finance and Administration Committee and Council.

We appreciate the support received from other Treasury Department staff members, all Department Heads and Managers of Local Boards and their staff, in providing us with the appropriate information for compiling this documentation.

c.c. Mayor R. Morrow
Mr. Dennis Carson, Executive Assistant to the Mayor
Mr. Joe Schatz, City Clerk

C (b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **BY-LAW - RE: LEVY OF TAXES ON BELL TELEPHONE COMPANY OF CANADA**

RECOMMENDATION:

That the attached by-law be enacted.

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The purpose of the attached by-law is to replace by-law 91-088 which was passed on April 30, 1991 to levy the annual tax on the Bell Telephone Company of Canada based on their gross receipts for the previous year. The amounts contained in that by-law were incorrect.

For your information, the actual amounts billed to Bell Canada and collected by the City in 1991 were correct, and this by-law is being submitted as a housekeeping matter to correct the figures for the previous year.

C (c.)

FOR ACTION

DATE: 1992 April 15

REPORT TO: Mrs Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. I. R. Hammel
Acting Treasurer

SUBJECT: 1992 Business Improvement Area Levy By-Laws

RECOMMENDATION:

That the 1992 levy by-laws for the seven (7) Business Improvement Areas in the City of Hamilton be approved as follows:

Business Improvement Areas	1992 Levy
Barton Street East #1	5,000.00
Westdale	25,000.00
International Village	59,360.00
Ottawa Street North	85,000.00
Concession Street	8,425.00
Downtown Promenade	199,000.00
Main Street West	4,000.00

FINANCIAL IMPLICATIONS:

To raise operating funds for 1992 as required by the Boards of Management for the Business Improvement Areas.

BACKGROUND:

These mill rates are set in accordance with the Business Improvement Area Budgets as approved by City Council in 1992.

I. R. Hammel

TAB/aa

BILL NO.

The Corporation of the City of Hamilton

BY-LAW NO.

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 161 of The Municipal Act, R.S.O. 1980, Chap. 302, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of $138,223,271.00 the year ended the 31st day of December, 1990;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1990, be levied on the Bell Telephone Company of Canada Limited in the amount of $6,911,163.55.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 369 of The Municipal Act on all the lands of The Bell Telephone Company of Canada.

3. By-Law #91-088 is hereby repealed.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

BARTON STREET EAST #1 BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF BARTON STREET FROM THE WEST SIDE OF WELLINGTON STREET TO THE EAST SIDE OF WENTWORTH STREET

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 9 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of $5,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $5,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

City Clerk Mayor

SCHEDULE "A"

To By-law No.

1.	Total assessed value of all the real property in the area used as the basis for computing business assessment.	$393,347.00
2.	The Mill Rate for the special charge is calculated by:	12.7114
	a) dividing the approved estimates of the Board of Management by	
	b) the total assessed value and	
	c) multiplying the result by 1,000	
3.	Approved estimate for 1992	$5,000.00

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

WESTDALE VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING KING STREET WEST AND THE AREA OF THE INTERSECTION OF CLINE AVENUE AND KING STREET WEST AND EXTENDING TO AN AREA WEST OF NEWTON AVENUE AND STERLING STREET

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 13 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of $25,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $25,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

City Clerk Mayor

SCHEDULE "A"

To By-law No.

1.	Total assessed value of all the real property in the area used as the basis for computing business assessment.	$701768.00
2.	The Mill Rate for the special charge is calculated by:	35.6243
	a) dividing the approved estimates of the Board of Management by	
	b) the total assessed value and	
	c) multiplying the result by 1,000	
3.	Approved estimate for 1992	$25,000.00

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE INTERNATIONAL VILLAGE BUSINESS IMPROVEMENT AREA

GENERALLY COVERING BOTH SIDES OF KING STREET EAST BETWEEN MARY STREET AND WELLINGTON STREET NORTH

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 30 of the First Report of the Planning and Development Committee on January 14, 1992 approved the amount of $59,360.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $59,360.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

City Clerk Mayor

SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. $1,077,573.00

2. The Mill Rate for the special charge is calculated by: 55.0868

   a) dividing the approved estimates of the Board of Management by

   b) the total assessed value and

   c) multiplying the result by 1,000

3. Approved estimate for 1992 $59,360.00

The Corporation of the City of Hamilton

BY-LAW NO. 92

To levy the Special Charges for 1992 for the Improvement Area in the Area between King William Street, Mary Street, Main Street East and James Street, designated by By-Law 82-151

WHEREAS, pursuant to Section 217(10) of the Municipal Act, R.S.O. 1980, Chapter 302, the Board of Management for the Improvement Are has submitted Estimates for the year 1992:

AND WHEREAS, a Special Charge is to be levied to raise the sum equal to the total of the Estimates.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Estimates of the Board of Management for the Improvement Area in the area between King William Street, Mary Street, Main Street East and James Street for 1992 in the amount of $199,000.00 are hereby approved.

2. In order to raise the said $199,000.00 there is hereby levied a mill rate of 24.7266 as a Special Charge on the persons in the area assessed for business assessment, in accordance with By-law 82-152, as follows:

   (1) The assessed value of all the real property in the Areas used as the basis for computing business assessment (known herein as "the Total Assessed Value") is $8,946,124

   (2) The assessed value of the real property that is used as the basis for computing the business assessment for Joymarmon Properties Inc with respect to the hotel business known as "The Royal Connaught Hotel" at 82 King Street East is 592,212
   This is reduced by two-thirds 394,808
   to produce the Reduced Assessed
   Value of that business: $197,404

   (3) The assessed value of the real property that is used as the basis for computing the business assessment of Commonwealth Hospitality Ltd with respect to the hotel business known as "The Holiday Inn"
   at 150 King Street East is 754,938
   This is reduced by two-thirds 503,292
   to produce the Reduced Assessed
   Value of the business: $251,646

   (4) "The Reduced Total Assessed Value" is $8,946,124 - (394,808+503,292): $8,048,024

   (5) The Mill Rate for the Special Charge is calculated by:

      (a) dividing the approved estimates of the Board of Management, $199,000

(b) by the Reduced Total Assessed Value, $8,048,024 and

(c) multiplying the result by 1,000: 24.7266

3. The portion of the Special Charge is to be paid by the hotel business in sub-paragraph 2.(2) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.

4. The portion of the Special Charge to be paid by the hotel business in sub-paragraph 2.(3) shall be determined by multiplying its Reduced Assessed Value by the Mill Rate.

5. The portion of the Special Charge to be paid by each of the other persons in the Area assessed for business assessment shall be determined by multiplying the assessed value of the real property that is used as the basis for computing the business assessment of such person by the Mill Rate.

PASSED this day of A.D. 1992

City Clerk Mayor

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE CONCESSION STREET BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS COVERING CONCESSION STREET BETWEEN EAST 18TH STREET AND EAST 25TH STREET

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 4 of the Seventh Report of the Planning and Development Committee on April 14, 1992 approved the amount of $8,425.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $8,425.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

City Clerk Mayor

SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. $753,271.00

2. The Mill Rate for the special charge is calculated by: 11.1846

   a) dividing the approved estimates of the Board of Management by

   b) the total assessed value and

   c) multiplying the result by 1,000

3. Approved estimate for 1992 $8,425.00

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

GENERALLY COMPRISED OF LANDS ON THE EAST AND WEST SIDES OF MAIN STREET WEST BETWEEN LOCKE STREET ON THE WEST AND QUEEN STREET ON THE EAST

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 11 of the Third Report of the Planning and Development Committee on February 11, 1992 approved the amount of $4,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $4,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

City Clerk Mayor

SCHEDULE "A"

To By-law No.

1.	Total assessed value of all the real property in the area used as the basis for computing business assessment.	$245,855.00
2.	The Mill Rate for the special charge is calculated by:	16.2698
	a) dividing the approved estimates of the Board of Management by	
	b) the total assessed value and	
	c) multiplying the result by 1,000	
3.	Approved estimate for 1992	$ 4,000.00

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize:

The Levy of a Special Charge

In Respect of:

THE OTTAWA STEET NORTH BUSINESS IMPROVEMENT AREA

GENERALLY COVERING OTTAWA STREET NORTH BETWEEN MAIN STREET EAST AND EXTENDING TO AN AREA NORTH OF BARTON STREET EAST

WHEREAS subsection 217(17) of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the Council may levy a special charge for the purposes of the Board of Management of an Improvement Area.

> (17) Subject to such maximum and minimum charges as the Council may specify by by-law, the Council shall in each year levy a special charge upon persons in the area assessed for business assessment sufficient to provide a sum equal to the sum of money provided for the purposes of the Board of Management for that area, together with interest thereon at such rate as is required to repay any interest payable by the municipality on the whole or any part of such sum, which shall be borne and paid by such persons in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

AND WHEREAS the Council of the City of Hamilton in adopting Section 28 of the 1st Report of the Planning and Development Committee on January 14, 1992 approved the amount of $85,000.00 for 1992, for the purpose of the Board of Management of the Business Improvement Area designated by By-law No. 87-178.

AND WHEREAS it is intended that a special charge be levied in accordance with subsection 217(17) of The Municipal Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. There is hereby levied a special charge upon persons in the Improvement Area assessed for business assessment calculated as set out in Schedule "A" hereto annexed and forming part of this by-law.

2. The special charge levied shall be sufficient to provide a sum equal to the sum of $85,000.00 provided for the purposes of the Board of Management for the Improvement Area designated by By-law No. 87-308 together with interest, if any.

3. The special charge and interest shall be borne and paid by the persons referred to in Section 1, in the proportion that the assessed value of the real property that is used as the basis for computing the business assessment of each of such persons bears to the assessed value of all the real property in the area used as the basis for computing business assessment.

PASSED this day of A.D. 1992

City Clerk Mayor

SCHEDULE "A"

To By-law No.

1. Total assessed value of all the real property in the area used as the basis for computing business assessment. $1,502,971.00

2. The Mill Rate for the special charge is calculated by: 56.5547

   a) dividing the approved estimates of the Board of Management by

   b) the total assessed value and

   c) multiplying the result by 1,000

3. Approved estimate for 1992 $85,000.00

C(d.)

APR 8 1992

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 8

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **ORCHARD PARK ESTATES ADDITION SUBDIVISION**

RECOMMENDATION:

That the City's share of services for "Orchard Park Estates Addition" subdivision in the amount of $4,175.00 be financed from the Reserve for City's Share of Services Through Unsubdivided Lands, Account Centre No. CH00107.

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

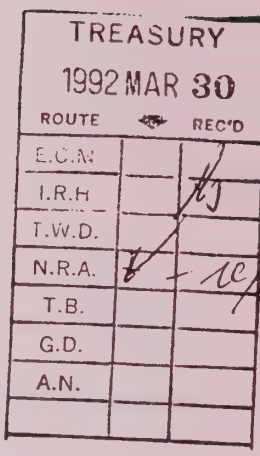
See above recommendation. This project is included in the 1992-2001 Capital Budget Program.

BACKGROUND:

This item was approved by the Transport and Environment Committee on April 6, 1992. Please refer to the letter of March 26, 1992 from Mr. E.M. Gill, Senior Director, Roads Department.

Attachment

c.c. Mr. K. Christenson, Secretary, Transport and Environment Committee
Ms. P. Noé Johnson, City Solicitor



CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 March 26
S715-27 M. J. Inrig

REPORT TO: K. Christenson, Secretary
Transport and Environment Committee

FROM: E. M. Gill, P. Eng.
Senior Director
Roads Department

SUBJECT: 1992 Servicing Expenditures Related to Subdivisions

RECOMMENDATION:

a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreements with the Owner for the estimated cost of services in:

"ORCHARD PARK ESTATES ADDITION", Hamilton

City's Share - $4,175, Subdivider's Share - $35,083

b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "Orchard Park Estates Addition" subdivision.

c) That approval of the above clauses be subject to the condition that no work be commenced until the Final Plans and Subdivision Agreements have been registered.

d) That in the event the Subdivider wishes to proceed prior to the registration of the Final Plan and Subdivision Agreements, they should be allowed to do so at their own risk provided they enter into a standard agreement for pre-servicing.

e) That the City's Share of the cost of services in "Orchard Park Estates Addition" ($4,175) be approved, and that the Finance and Administration Committee recommend the source of funding for this project.

Cont'd...

1992 Servicing Expenditures Related to Subdivisions

Cont'd...

f) That the Final Plan of Subdivision for "Orchard Park Estates Addition" not be released for registration until the Final Plan for "Harbottle Estates" has been registered.

Ted Gill
E. M. Gill, P. Eng.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The total estimated cost of the City's Share of services to be approved at this time is $4,175.

The City is cost sharing for above ground services adjacent to a 0.30 m reserve which will be established under this Plan of Subdivision. The cost to the City is fully recoverable and will be collected when the adjacent lands are developed.

BACKGROUND:

On 1990 November 27, City Council approved the proposed draft plan of subdivision for Orchard Park Estates Addition under the condition that the Owner enter into a Subdivision Agreement with the City. The development of Orchard Park Estates Addition will result in the creation of six (6) single family residential lots with the potential to develop one (1) future lot on Harbottle Court.

The estimate of costs have been calculated in accordance with present City cost sharing policies. There will be a City share of $4,175 which can be fully recovered through the mechanism of 0.30 m reserves.

The lands of "Orchard Park Estates Addition" are located west of Chesley Street and north of Stone Church Road West in the Gourley Neighbourhood.

Road access and sewer services must be provided up to the easterly limit of this subdivision through "Harbottle Estates". The Final Plan for "Orchard Park Estates Addition" will not be released for registration until "Harbottle Estates" has been registered.

MJI:kk

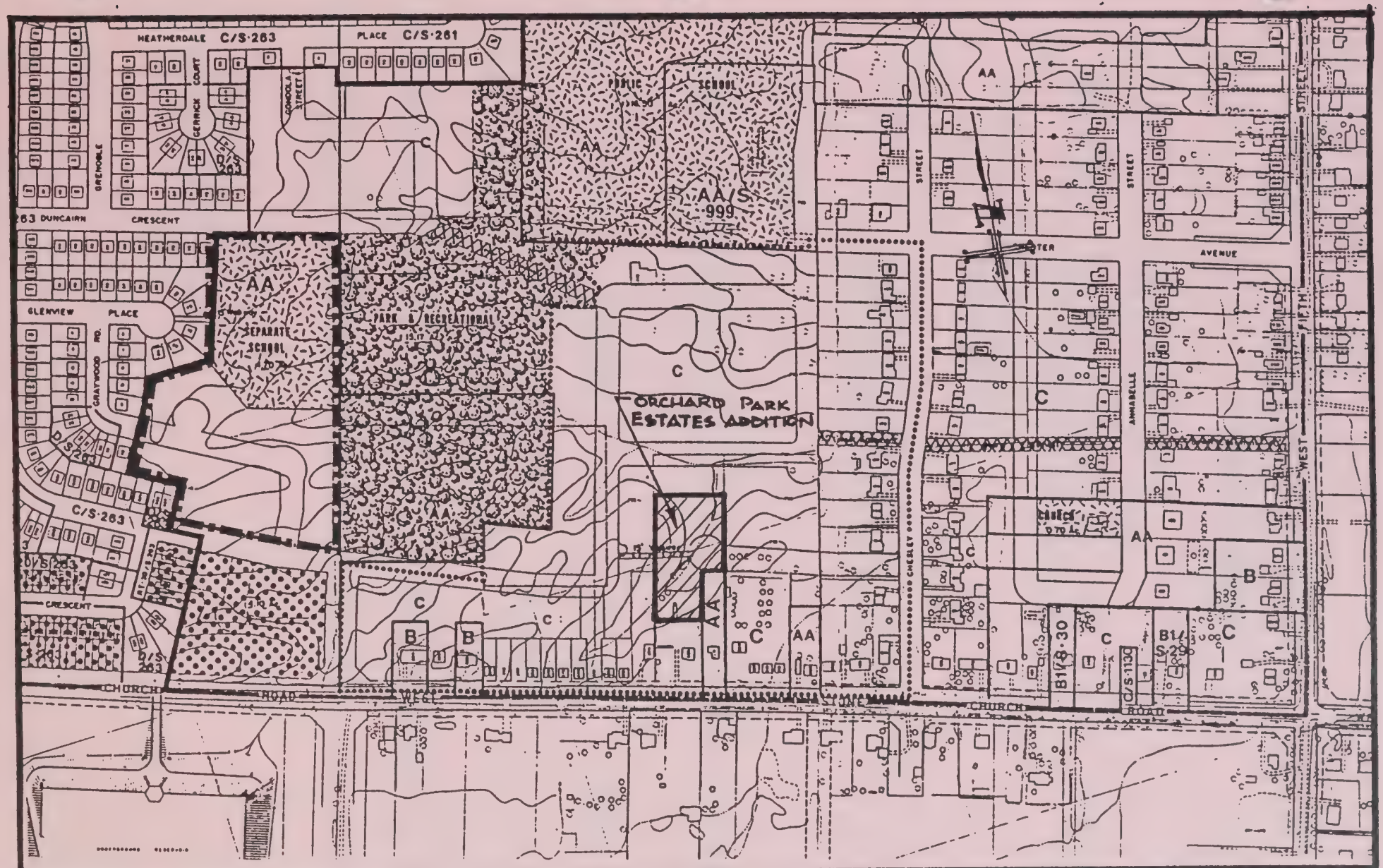
cc: R. Hammel, City Treasury Department
cc: P. Noe-Johnson, City Law Department

1992 SUBDIVISION EXPENDITURE SUMMARY

SCHEDULE "A"

ame of: UBDIVISION EVELOPER ONSULTANT URVEYOR	# OF LOTS and LOCATION	SUBDIVISION AGREEMENT AUTHORIZATION	DESCRIPTION OF WORKS	CITY'S SHARE OF EXPENDITURES 0.3 METRE RESERVE COSTS	CITY'S SHARE OF EXPENDITURES NON-RECOVERABLE & OVERSIZED COSTS	TOTAL CITY'S SHARE	TOTAL SUBDIVIDER'S SHARE	TOTAL SERVICING COSTS
RCHARD PARK ESTATES	6 Lots	Item 20	Catch Basins &					
DDITION	Hamilton	P.D. 21-90	Connections	$0.00	$0.00			
TARWARD HOMES LIMITED		90-11-27	Curbs & Sidewalks	$881.00	$0.00			
. J. Clarke & Associates Ltd.			Finished Roads	$3,006.00	$0.00			
. J. Sheehy, O.L.S.			Dead End Barricade	$0.00	$0.00			
Dept. File: S715-27)			Street Lighting	$288.00	$0.00	$4,175.00	$35,083.00	$39,258.00
TOTALS:				$4,175.00	$0.00	$4,175.00	$35,083.00	$39,258.00

* OVERSIZING EXPENDITURES are Non-Recoverable
* 0.3 METRE RESERVE EXPENDITURES are Fully Recoverable



KEY PLAN

N. T. S.

GOURLEY

APPROVED PLAN

C(e.)

CITY OF HAMILTON

- INFORMATION -

DATE: 1992 April 15

REPORT TO: Mrs. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. I.R. Hammel
Acting Treasurer

SUBJECT: **STATUS OF UNCLASSIFIED REVENUE AND EXPENDITURES AS AT MARCH 31, 1992**

BACKGROUND:

Attached are the analyses of the Unclassified Revenue account and the Unclassified Expenditures account for the period ending March 31, 1992.

1991 Budget	1991 Actual	Description	Budget	Actual to date	Balance Available (to come)
$(50,000.00)	$ (41,263.73)	Unclassified Revenue	$(50,000.00)	$(599.05)	$(49,400.95)
75,000.00	106,568.53	Unclassified Expenditures	65,000.00	21,769.55	43,230.45

It should be noted that Unclassified Expenditures were reduced by $10,000.00 during the budget review, to $65,000.00, in comparison with the year 1991 where an overdraft of $31,568.53 occurred.

These accounts will be forwarded to this Committee on a monthly basis for the information of the members.

I.R. Hammel, Acting Treasurer

Attachment

CITY OF HAMILTON
TREASURY

UNCLASSIFIED REVENUE
AS AT MARCH 31, 1992

CENTRE NUMBER:CH 24201
Appropriation: $ 50,000.00

COMMISSIONS:	
Bell Telephone	1,186.69
SALES:	
Photocopier Revenue	0.00
MISCELLANEOUS:	
Absences - Local 167	(287.64)
Cheques Written Off/Reinstated	(300.00)
Total Revenue To Date	599.05
Less: Appropriation	50,000.00
Surplus (Deficit)	49,400.95

15-Apr-92 UNRE-APR

CITY OF HAMILTON
TREASURY

UNCLASSIFIED EXPENDITURES
AS AT MARCH 31, 1992

Centre Number: CH 24210
Appropriation: $ 65,000.00

LUNCHEONS, DINNERS, SANDWICHES, COFFEES, ETC.

City Council	266.74
Transport and Environment Committee	599.30
Keep Hamilton Clean Citizen's Committee	103.11
Parks and Recreation	898.44
Crystal Palace Subcommittee	345.98
Golf Subcommittee	127.75
Hamilton Historical Board	1,033.51
Citizen Advisory	34.51
Planning and Development	898.70
Committee of Adjustment	155.48
Non Profit Housing	209.95
Hamilton Housing Corporation	15.98
License Subcommittee	443.68
Farmers Market Subcommittee	83.47
English Subcommittee	75.58
French Subcommittee	905.96
Taxicab Taskforce-Subcommittee	399.03
Finance and Administration Committee	1,529.41
Information Systems	52.50
Mundialization Committee	171.65
Football Hall of Fame	563.00
Canusa Games Committee	222.66
Civic Charity Committee	76.59
Management Team	50.95
Hamilton Arts Award	413.94
One Tier Review Committee	209.95

CITY OF HAMILTON
TREASURY

UNCLASSIFIED EXPENDITURES
AS AT MARCH 31, 1992

Centre Number: CH 24210
Appropriation: $ 65,000.00

MISCELLANEOUS

258 Beach Blvd. - Maintenance Charges	208.37
Flowers & Wreaths	87.97
By-law Registration	247.00
Parking and Cab expenses	76.18
Hydro Charges - Road Sign	32.36
T.H. & B. Railway Realty Taxes	1,556.21
Canadian Taxi Association Membership	100.00
Smoking Cessation Program	192.65
Omers Adjustments	94.99
Total Expended	12,483.55
Add: Commitments	
Mayors Conference for 1992 - $5,000.00 U.S. Funds	6,000.00
Corporate Challenge	2,537.00
Hamilton Firefighters Association	749.00
Adjusted Total:	21,769.55
Less: Appropriation	65,000.00
Balance - Surplus (Deficit)	43,230.45

D(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 03

APR 7 1992

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Hamilton AIDS Network for Dialogue and Support (HANDS) - Use of City Facilities**

RECOMMENDATION:

a) That the Hamilton AIDS Network for Dialogue and Support be granted permission to use the City Hall forecourt and related equipment on Sunday, 1992 May 24 from 12:00 noon until approximately 4:30 p.m. to begin a 10 km. Walk-a-thon and end with a barbecue for walkers and volunteers.

b) That the City Clerk be authorized to approve of a similar use in future years provided it does not interfere with any other activity.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in Account CH55222-10034 - Use of City Facilities and Equipment by Outside Groups for staff overtime associated with this event in the approximate amount of $135.00.

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Information Desk
File

D(b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 8

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Permanent Display - "Distinguished Citizen of the Year" Award Plaque.**

RECOMMENDATION:

That the Advertising and Sales Club of Hamilton be granted permission to permanently place the "Distinguished Citizen of the Year" Award Plaque on display at City Hall.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The Distinguished Citizen of the Year Award Plaque presently bears the names of 54 winners in recognition of recipients over the last 54 years.

The Plaque would be removed once a year for the inscribing of the names of the successive winners, and this would be the responsibility of the Advertising and Sales Club of Hamilton.

The Advertising & Sales Club of Hamilton

180 Dundurn St. South
Hamilton, Ontario L8P 4K3
(416) 528-1376

OFFICE OF THE CITY CLERK

MAR 2 5 1992

REC. BY ... DATE 03/2
REF'D. TO J.D.T. DATE 03/2
REF'D. TO ... DATE ...
REF'D. TO ... DATE ...

ACT ON: F.Y.A.

March 23, 1992

Mr. Joseph Schatz
City Clerk
City Hall
71 Main St. West
Hamilton, Ontario
L8N 3T4

Dear Joe:

Firstly belated congratulations on your new position and I'll also say hello again after a number of years.

In any event, the reason for this letter is as follows:

1) We wish to permanently hang our "Distinguished Citizen of the Year" Award Plaque somewhere at City Hall. Said Plaque bears the names of all 54 winners and would only be removed once a year for the inscribing of the names of successive winners, and we would be responsible for removal and return.
2) We first spoke to the mayor re: the possibility while he was attending our 54th Distinguished Citizen Dinner on January 20, 1992 and at that time he suggested we contact his Executive Assistant, Dennis Carson.
3) Dennis was accordingly contacted and he informed us that our request would have to be approved by a committee plus we should commence obtaining such approval by submitting a written request addressed c/o yourself. Incidently Dennis has meanwhile been kind enough to store the Plaque in his office pending a decision so it is available for inspection by you and/or the committee.

Lastly, many past and present distinguished Hamiltonians are listed thereon, and we therefore thought City Hall would be a most appropriate place for public display.

Personal regards and if further information might be desired, please give me a call.

Yours truly,

George R.

G. F. Rihbany
Secretary-Treasurer

cc: Dennis A. Carson, B.A.,B.Ad.,D.P.A., Executive Assistant to the Mayor
K. Puskaric
M. Awde
D. Scott

D(c.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Otigheim Orchestra Canadian Tour**

RECOMMENDATION:

(a) That the Otigheim Orchestra Canadian Tour be granted permission to use the City Hall forecourt and related equipment on Wednesday, 1992 July 22 at 12:00 noon to present a concert.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The Otigheim Orchestra will be touring Canada from July 20-26 and will be visiting Hamilton on Wednesday, July 22.

The Orchestra, consisting of young people 18 to 30 years of age, comes from the German village of Otigheim in the Black Forest area.

This will be the Orchestra's first visit to Canada since 1978 although the Ontario Youth Concert Band, which includes a large number of Hamilton area students, has visited Otigheim on fourteen occasions since 1962.

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Information Desk
File

D(d)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J. J. Schatz
City Clerk

SUBJECT: **Ontario Building Officials Association - Use of Council Chambers**

RECOMMENDATION:

That approval be given to the action taken by the City Clerk in authorizing the Ontario Building Officials Association to hold a meeting in the Council Chambers on Thursday, 1992 April 23 from approximately 7:00 - 10:00 p.m.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The Niagara Chapter of the Ontario Building Officials Association consists of Municipal Building Inspectors, Plan Examiners and Chief Building Officials from the City of Hamilton and surrounding Niagara Regions.

Monthly meetings are attended by approximately 20-35 people and are rotated. In the past, meetings have been held in the Council Chambers of the City of Niagara Falls, the City of Stoney Creek, the Town of Ancaster and the Town of Lincoln.

cc: Mayor's Office
Rob Swan, Manager, Property Maintenance Division
Information Desk
File

E (a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. John Johnston
Commissioner of Human Resources

SUBJECT: Appointments To and Terminations From Permanent Positions with the Corporation of the City of Hamilton (C-024-092)

RECOMMENDATION:

That the attached listing of Appointments To and Terminations From Permanent positions with the Corporation to April 14, 1992 be approved.

for J. Johnston

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

n/a

BACKGROUND:

Attached

THE CORPORATION OF THE CITY OF HAMILTON

TERMINATIONS FROM PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON	LENGTH OF SERVICE	EFFECTIVE DATE
Mr. Maurice Beauchamp	Traffic Checker	Traffic	Deceased	14 years, 5 months	25/03/92
Ms. Leora Burton	Junior Cost Control Clerk	Culture & Recreation	Retired	21 years, 5 months	31/03/92
Mr. John Crane	Director, Copps Coliseum	H.E.C.F.I.	Terminated	7 years, 7 months	28/02/92
Mr. Francis Gallant	Truck Driver (Districts)	Public Works	Resigned	12 years, 3 months	21/03/92
Mr. Brian Hotrum	Treasury Officer IV	Treasury	Terminated	31 years, 10 months	07/04/92

Prepared 14/04/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Ms. Ann Apkarian	Section Account (14)	Treasury	Replacing Mr. B. Dickson - promoted	$31,627.96 to $35,941.36	02/03/92
Ms. Barbara Fisher	Box Office Clerk (6)	H.E.C.F.I.	Replacing Ms. S. Gruba - promoted	$22,622.60 to $25,082.20	06/04/92
Mr. Richard Gadawski	Horticultural Technical Assistant (A-12A)	Public Works	Replacing Ms. P. Ulbinas - promoted	$44,607.68 to $51,110.28	08/04/92
Mr. Joel Luke	Rink Attendant I (D-16B)	Culture & Recreation	Replacing Mr. J. Allen - promoted	$33,910.24 to $34,326.24	02/03/92
Mr. Leslie Major	Foreman/Woman I (11-C)	Public Works	Replacing Mr. Don Danby - retired	$37,408.28 to $44,771.48	30/03/92
Mr. Danny Mazzocato	Truck Driver (D-13A)	Public Works	Replacing Mr. M. Murphy - returned to former position	$33,076.16 to $33,987.20	09/03/92
Mr. Brad Merritt	Street Sweeper (D-14D)	Public Works	Replacing Mr. D. Mazzocato - returned to former position	$33,373.60 to $33,789.60	$09/03/92

Prepared 14/04/92

THE CORPORATION OF THE CITY OF HAMILTON

APPOINTMENTS TO PERMANENT POSITIONS

NAME	CLASSIFICATION	DEPARTMENT	REASON HIRED	SALARY SCHEDULE	EFFECTIVE DATE
Mr. Micheal Murphy	Truck Driver (D-13A)	Public Works	Replacing Mr. B. Merritt - returned to former position	$33,076.16 to $33,492.16	09/03/92
Ms. Agapi Pirkas	Claims Clerk (13)	Public Works	Replacing Ms. Kay Morden - promoted	$30,594.20 to $34,765.64	06/04/92
Mr. Douglas Rose	Chief License Inspector (M)	City Clerk's	Replacing Mr. R. Day - retired	$40,640.60 to $47,819.20	09/03/92
Mr. David Snape	Truck Driver (Districts) (D-13A)	Public Works	Replacing Mr. D. Yardley - reclassified	$33,076.16 to $33,492.16	21/03/92
Mr. David Yardley	Truck Driver (Districts) (D-13A)	Public Works	Replacing Mr. F. Gallant - terminated	$33,076.16 to $33,492.16	21/03/92

Prepared 14/04/92

F (a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 13

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Charlene J. Coutts, Secretary
Keep Hamilton Clean Committee

SUBJECT: Citizen Member Vacancies - Keep Hamilton Clean Committee

RECOMMENDATION:

(a) That the membership of Susan Pacey, member of the Keep Hamilton Clean Committee be revoked as she has not attended a meeting of the Keep Hamilton Clean Committee since 1991 October 9.

(b) That the Finance and Administration Committee take appropriate action to fill this vacancy as mentioned above in (a) and well as (2) vacancies created by the resignation of Danny Walker and Stan Baker for a total of three (3) citizen member vacancies.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The Chairperson of The Keep Hamilton Clean Committee has written to Susan Pacey and has attempted to contact her by telephone on a number of occasions but has received no response from Mrs. Pacey respecting her continued participation on the Committee.

The Keep Hamilton Clean Committee at its meeting held 1992 April 8 was in receipt of Mr. Walker's resignation and were advised by Mr. Baker that he will be tendering his resignation after the 1992 June meeting as he will be moving to Toronto.

The Finance and Administration Committee can readvertise for applications or can select a replacement from the citizens that applied for membership in 1992 January and were subsequently interviewed by a Selection Committee in 1992 February. Should the Committee choose the latter, attached is a list of all citizens that applied for membership to the Committee when the last set of citizen vacancies was advertised.

Attached

cc: Don Heintz, Public Works Department

KEEP HAMILTON CLEAN COMMITTEE
4 TO BE APPOINTED
(for a term to expire 1994 November 30)

COMPOSITION	MEMBERS WHOSE TERM OF OFFICE EXPIRES	TERM OF OFFICE
1 Member of City Council	L. Stasiuk	1991 December 31
	I. Boyko	1991 December 31
	P. Chitty	1991 December 31
10 Citizen Members	J. Struger	1991 December 31

APLICANTS

1. ***Jack R. Brown**, 29 Horning Drive, Hamilton, L9C 6L2
2. Paddy Chitty, 36 Kingsway Drive, Hamilton, L8N 2H2
3. ***Sheila N. Church**, 65 Rolston Drive, Hamilton, L9C 3X6
4. ***William Deeley**, 322 Upper Ottawa Street, Hamilton, L8T 3S4
5. ***Bob Jaggard**, 663 Beach Boulevard, Hamilton, L8H 6X8
6. ***Ronald J. Kennan**, 116 Dunsmure Road, Hamilton, L8M 1S6
7. **Rick G. Kozuch**, P.O. Box 423, Station 'B', Hamilton, L8L 7W2
8. **Fred Loft,** 12 Macauley Street West, Hamilton, L8L 1E5
9. ***James Monahan,** 1324 Monterey Avenue, Unit 204, Hamilton, L8K 1P4
10. ***Bruce Gordon Taylor**, 42 Mountain Avenue, Hamilton, L8P 4G1
11. ***Ronald P. Volterman**, 191 Paradise Road North, Hamilton, L8S 3T2

_____ **Denotes an incumbent on the Committee**

*** Denotes an applicant who has applied for more than one Committee**

F(b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 13

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Charlene J. Coutts, Secretary
Keep Hamilton Clean Committee

SUBJECT: **Pitch - In Week Proclamation**

RECOMMENDATION:

That the week of 1992 May 4 - 10 be proclaimed Pitch-In Week in the City of Hamilton.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

C. Coutts

N/A

BACKGROUND:

The Keep Hamilton Clean Committee organizes and co-ordinates the annual Pitch-In Week activities. Pitch-In Week 1992 will be held during the Week of 1992 May 4 - 10 and the Committee would like this week officially proclaimed Pitch-In Week by the Mayor.

Arrangements are being made for the proclamation to be read at the 1992 April 28 meeting of City Council.

cc: Don Heintz, Public Works Department

G (a.)

CORPORATION OF THE CITY OF HAMITON

- RECOMMENDATION -

DATE: 1992 April 1

REPORT TO: Ms. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. T. Bradley
Manager of Purchasing

SUBJECT: SUPPLY AND DELIVERY OF VARIOUS SOFTWARE PACKAGES, 12 MONTH TERM

RECOMMENDATION:
That a purchase order be issued to Time Software, Toronto as attached, for the supply and delivery of various software packages as and when required for a 12 month term, being the lowest of four tenders received, in accordance with specifications issued by the Manager of Purchasing and Vendor's tender, and that these expenditures be financed through various approved Accounts.

T. Bradley, Manager of Purchasing

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
N/A

BACKGROUND: Analysis based on the high volume packages

	Time Software, Toronto	Comptree, Hamilton	Telecom, Burlington	Microage, Hamilton
Direct Access	$ 68.00	$ 70.00	$ 68.00	$ 82.50
Lotus 1-2-3 Standalone edition 2.3	348.00	360.00	386.00	385.00
Lotus 1-2-3 Windows	418.00	435.00	469.00	470.00
MS DOS	74.00	60.00	82.00	75.00
PC Tools	124.00	125.00	123.00	125.00
Windows	98.00	100.00	108.00	105.00
WP Standalone	178.00	205.20	168.00	190.00
WP Upgrade	78.00	80.00	82.00	89.00
WP Windows	274.00	285.00	294.00	295.00
	$87,242.00	$89,665.00	$94,893.00	$96,105.50

Above are unit prices. Total spent in 1991 for similar packages $120,475.02

	Unit Prices
Aldus Pagemaker 4.0	$528.00
Direct Access 5.1	68.00
Directnet-server edition	408.00
Harvard Graphics 3.0	428.00
Laplink 3	104.00
Lotus 1-2-3 Standalone edition 2.3	348.00
Lotus 1-2-3 Node edition 2.3	358.00
Lotus 1-2-3 Server edition 2.3	578.00
Lotus 1-2-3 Standalone edition 3.1	418.00
Lotus 1-2-3 Upgrade 2.01 to 2.2	98.00
Lotus 1-2-3 Upgrade 2.01 to 2.3	98.00
Lotus 1-2-3 Windows	418.00
MS DOS 5.0	74.00
Norton Utilities 6.0	118.00
ORG Plus Advanced	78.00
PC Tools Deluxe 7.0	124.00
The New Print Shop	38.00
Pro Comm Plus 2.0	78.00
Typing Tutor IV Plus	38.00
Windows 3.0	98.00
WP Standalone Node Edition 5.1	178.00
WP Upgrade 5.0 to 5.1	78.00
WP for Windows	274.00

All prices extra

H(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 2

REPORT TO: Susan K. Reeder, Secretary
Finance & Administration Committee

APR 15 1992

FROM: Mr. J. G. Hindson, P.Eng.
Director of Information Systems

SUBJECT: Payment of 1992 Information Builders software Maintenance Invoice (I/S 92-104)

RECOMMENDATION:

a) That the 1992 invoice from Information Builders for software maintenance in the amount of $53,516.56 (plus GST) be authorized for payment from Account CH 5609X-26021 (User Software).

J. G. Hindson, P.Eng.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The Region and the City of Hamilton currently utilize "Focus" computer software from Information Builders for various systems including Investments, Lottery Licences, report writing programs for Human Resources, Attendance, Job and Pay Equity, and components of the Metered Water Revenue System to name a few.

Under the terms of the Information Builders Agreement, each licensee of their products pays an annual maintenance fee for the software. The software maintenance fees entitle each user to software enhancements and upgrades at no additional cost, software problem bulletins and, in particular, provides for support for the software to assist with any difficulties or problems encountered.

The 1992 maintenance invoice for the Information Builders (Focus) software modules in use is $53,516.53 and is due for payment.

3(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. Roy Hammel
Acting Treasurer

SUBJECT: **APPROVAL OF THE 1992 MILL RATES AND THE TAX LEVY BY-LAWS**

RECOMMENDATION:

(a) That the 1992 mill rates for the City of Hamilton be approved, and the mill rates for the Region and Boards of Education be received to be included for billing purposes in accordance with the attached Exhibit "A", Column (10).

(b) That the attached by-laws to fix the rates of taxation for Municipal, Regional and School purposes for the year 1992 be approved.

(c) That the attached by-law to levy an annual tax on telephone companies doing business in Ontario be approved.

I.R. Hammel, Acting Treasurer

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See background and attached exhibits.

BACKGROUND:

City Purposes

The revenue and expenditure estimates for the City of Hamilton as summarized on the attached Exhibit "B" and were approved by City Council on March 27, 1992. This exhibit summarizes the 1992 Taxation Requirement, which indicates **an increase of 3.94% in the City of Hamilton mill rate for 1992.**

Region Purposes

We have also received the 1992 requisition from the Region, which was approved by Regional Council on March 25, 1992, which is shown on Exhibit "C". After accounting for the underlevy from the previous year and reducing their requirement by the shared revenues, **the increase in the 1992 mill rate for Regional purposes amounts to 3.90% over 1992.** The City's share percentage of the Regional net general levy for 1992 is 71.994% compared to 72.344%, a decrease of less than one half percentage point.

Educational Purposes

Exhibit "D" shows the comparison of levies and mill rates for education purposes for 1991 to 1992, **which results in an increase of 4.69% over 1991.** The Separate School Board has again decided to match mill rates with the Board of Education.

Attached are the following:

Exhibit "A"	-	A comparison of Mill Rates from 1984 to 1992 for both Residential and Non-Residential.
Exhibit "B"	-	A Summary of the 1992 Taxation Requirement for the City of Hamilton.
Exhibit "C"	-	A comparison of the 1991 to 1992 Levy, Shared Revenues and Mill Rates for the Regional Municipality of Hamilton-Wentworth.
Exhibit "D"	-	A comparison of the 1991 to 1992 Levies and Mill Rates for the Board of Education.
Exhibit "E"	-	A comparison of Components and Total Residential Mill Rates on an Assessment of $5,000.

By-Law No. 92-	-	To fix the Total Rates for Municipal, Regional and School Purposes for the year 1992.
By-Law No. 92-	-	To fix the Rates of Taxation for Municipal Purposes for the Year 1992.
By-Law No. 92-	-	To fix the Rates of Taxation for Regional Purposes for the Year 1992.
By-Law No. 92-	-	To fix the Rates of Taxation for School Purposes for the Year 1992.
By-Law No. 92-	-	An Annual Tax on Telephone Companies doing Business in Ontario.

Attachments

EXHIBIT "A"

City of Hamilton
Treasury

COMPARISON OF COMPONENTS AND TOTAL MILL RATES FOR THE YEARS 1984 TO 1992 INCLUSIVE

Description (1)	1984 (2)	1985 (3)	1986 (4)	1987 (5)	1988 (6)	1989 (7)	1990 (8)	1991 (9)	1992 (10)	Increase + Decrease - 1991 to 1992 Mills (11)	Increase + Decrease - 1991 to 1992 % (12)
Residential											
City	69.7323	73.4019	79.3485	83.9779	87.7568	92.2114(1)	96.7685	98.6655	102.5572	3.8917+	3.94+
Region	56.8038	59.6126	63.5186	69.3371	73.3187	82.9278(1)	92.1727	99.6322	103.5133	3.8811+	3.90+
Sub Total	126.5361	133.0145	142.8671	153.3150	161.0755	175.1392	188.9412	198.2977	206.0705	7.7728+	3.92+
Education - Elementary	58.2132	65.4968	68.4729	73.9790	80.9599	86.5187	104.4188	106.5221	116.9462	10.4241+	9.79+
- Secondary	44.2715	45.1813	43.2464	54.3880	57.1976	62.4175	71.4700	71.2649	69.1713	2.0936-	2.94-
Sub Total	102.4846	110.6781	111.7193	128.3670	138.1575	148.9362	175.8888	177.7870+	186.1175	8.3305+	4.69+
Total Mill Rates	229.0207	243.6926	254.5864	281.6820	299.2330	324.0754	364.8300	376.0847	392.1880	16.1033+	4.28+
Non-Residential											
City	82.0379	86.3552	93.3512	98.7975	103.2433	108.4840	113.8453	116.0771	120.6555	4.5784+	3.94+
Region	66.8280	70.1325	74.7278	81.5731	86.2574	97.5621	108.4385	117.2144	121.7803	4.5659+	3.90+
Sub Total	148.8659	156.4877	168.0790	180.3706	189.5007	206.0461	222.2838	233.2915	242.4358	9.1443+	3.92+
Education - Elementary	68.4860	77.0551	80.5564	87.0341	95.2469	101.7867	122.8456	125.3201	137.5838	12.2637+	9.79+
- Secondary	52.0841	53.1545	50.8781	63.9859	67.2913	73.4324	84.0823	83.8410	81.3780	2.4630-	2.94-
Sub Total	120.5701	130.2096	131.4345	151.0200	162.5382	175.2191	206.9279	209.1611	218.9618	9.8007+	4.69+
Total Mill Rates	269.4360	286.6973	299.5135	331.3906	352.0389	381.2652	429.2117	442.4526	461.3976	18.9450+	4.28+

Notes: The 1992 mill rates were calculated based on the 1991 unrevised assessment for 1992 taxation.

(1) The mill rates in 1989 reflect the transfer of 3.3558 residential mills from the City of Hamilton to the Regional Municipality of Hamilton- Wentworth for the subsidized transit fare program within the City of Hamilton totalling $3,483,570.00 for the year 1989.

EXHIBIT "B"

THE CORPORATION OF THE CITY OF HAMILTON

SUMMARY OF THE 1992 TAXATION REQUIREMENT

DESCRIPTION (1)	1991 ESTIMATE (2)	1992 ESTIMATE (3)	CHANGE OVER 1991 ESTIMATE AMOUNT (4)	CHANGE OVER 1991 ESTIMATE PERCENT (5)
A. Summary of City Requirements Only				
Expenditures	160,527,700	164,066,710	3,539,010	2.20%
Revenues	160,527,700	159,867,020	(660,680)	-0.41%
Additional Tax Requirement for 1992	0	4,199,690	4,199,690	
Summary of 1992 Total Levy				
1. 1991 Levy	106,164,420	106,164,420		
2. Levy increase-from .5% Assessment increase		308,860	308,860	
3. Additional Tax Requirement as outlined above		4,199,690	4,199,690	
Total Levy	106,164,420	110,672,970	4,508,550	4.25%
B. Total Mill Rate Comparisons	1991 MILL RATES	1992 MILL RATES		
Residential :				
City	98.6655	102.5572	3.8917	3.94%
Non-Residential :				
City	116.0771	120.6555	4.5784	3.94%

NOTE: One Residential Mill for 1992 is estimated at $1,079,134

A 1% increase in the Residential Mill Rate for 1992 is estimated at $1,064,739

16-Apr-92

EXHIBIT "C"
(Region)

City of Hamilton
Treasury

COMPARISON OF THE 1991 TO 1992 LEVY, SHARED REVENUES AND MILL RATES FOR THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Description (1)	1991 $/Mills (2)	1992 $/Mills (3)	Increase/(Decrease) 1991 to 1992 $/Mills (4)	Increase/(Decrease) 1991 to 1992 % (5)
Net General Levy based on Equalized Assessment	$ 87,096,913	$ 89,834,601	$ 2,737,688	3.14
Solid Waste Levy	5,318,179	5,611,861	293,682	5.52
Total General Levy	$ 92,415,092	$ 95,446,462	$ 3,031,370	3.28
Add: Area rated charges - Storm Sewer	$ 6,408,840	$ 7,120,980	$ 712,140	11.11
- Transit	17,027,420	18,058,600	1,031,180	6.06
Total Levy	$115,851,352	$120,626,042	$ 4,774,690	4.12
Add: Underlevy from the previous year	$ 41,101	$ 123,992	$ 82,891	201.68
Less: Shared Revenues:				
Payment in Lieu of Taxes	$ 6,166,400	$ 6,397,140	$ 230,740	3.74
Telephone and Telegraph	1,746,080	1,831,310	85,230	4.88
McMaster University	460,930	481,060	20,130	4.37
Mohawk College	171,860	188,260	16,400	9.54
Hospitals	127,500	131,330	3,830	3.00
Correctional Institutions	15,070	16,280	1,210	8.03
	$ 8,687,840	$ 9,045,380	$ 357,540	4.12
Balance on which Mill Rates are calculated	$107,204,613	$111,704,654	$ 4,500,041	4.20
Mill Rates				
Residential	99.6322	103.5133	3.8811	3.90
Non-Residential	117.2144	121.7803	4.5659	3.90

City of Hamilton
Treasury

EXHIBIT "D"
(Education)

COMPARISON OF THE 1991 TO 1992 LEVIES AND MILL RATES FOR THE BOARD OF EDUCATION

Description (1)	1991 $/Mills (2)	1992 $/Mills (3)	Increase+/Decrease- 1991 to 1992 $/Mills (4)	% (5)
Elementary Panel				
Levy requirement approved by the Board of Education	$92,262,200	$100,099,236	$7,837,036+	8.49+
Add: Underlevy from the previous year	314,534	219,789	94,745-	30.12-
Total Levy	$92,576,734	$100,319,025	$7,742,291+	8.36+
Mill Rates (elementary) - Residential	106.5221	116.9462	10.4241+	9.79+
- Non-Residential	125.3201	137.5838	12.2637+	9.7
Secondary Panel				
Levy requirement as approved by the Board of Education	$61,719,918	$ 59,189,659	$2,530,259-	4.10-
Add: Underlevy from the previous year	215,284	147,018	68,266-	31.71-
Total Levy	$61,935,202	$ 59,336,677	$2,598,525-	4.20-
Mill Rate (secondary) - Residential	71.2649	69.1713	2.0935-	2.94-
- Non-Residential	83.8410	81.3780	2.4629-	2.94-
Total Mill Rates				
Residential	177.7870	186.1175	8.3305+	4.69+
Non-Residential	209.1611	218.9618	9.8007+	4.69+

Note: As in past years, the Separate School Board has again agreed to match the mill rates (both residential and non-residential) with the rates approved by the Public School board.

COMPARISON OF COMPONENTS AND TOTAL RESIDENTIAL MILL RATES AND RESIDENTIAL REALTY TAXES ON AN ASSESSMENT OF $5,000
(for the years 1988 to 1992 inclusive)

Description	Mill Rates					Increase (Decrease) 1991 to 1992	
	1988	1989	1990	1991	1992	Mills/$	%
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Residential							
City	87.7568	92.2114	96.7685	98.6655	102.5572	3.8917	3.94%
Region	73.3187	82.9278	92.1727	99.6322	103.5133	3.8811	3.90%
Sub Total	161.0755	175.1392	188.9412	198.2977	206.0705	7.7728	3.92%
Education	138.1575	148.9362	175.8888	177.7870	186.1175	8.3305	4.69%
Total Residential Mill Rates	299.2330	324.0754	364.8300	376.0847	392.1880	16.1033	4.28%
Realty Taxes Based on an Assessment of $5,000							
City Realty Taxes	$438.78	$461.06	$483.84	$493.33	$512.79	$19.46	3.94%
Region Realty Taxes	$366.59	$414.64	$460.86	$498.16	$517.57	$19.41	3.90%
Total City and Region	$805.37	$875.70	$944.70	$991.49	$1,030.36	$38.87	3.92%
Education Realty Taxes	$690.79	$744.68	$879.44	$888.93	$930.59	$41.66	4.69%
Total Amount Payable	$1,496.16	$1,620.38	$1,824.14	$1,880.42	$1,960.95	$80.53	4.28%

16-Apr-92

BILL NO.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE TOTAL RATES OF TAXATION FOR MUNICIPAL, REGIONAL AND SCHOOL PURPOSES FOR THE YEAR 1992

WHEREAS the Council of The Corporation of the City of Hamilton has approved By-laws 92- , 92- and 92- being By-laws to impose rates of taxation for the year 1992 for:

(a) Municipal purposes

(b) Regional purposes

(c) Education purposes

AND WHEREAS it is intended to consolidate herein the levies referred to in said by-laws.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The total rate to be levied against "residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 392.1880 on the dollar, and

   (b) by Separate School supporters is 392.1880 on the dollar.

2. The total rate to be levied against "non-residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 461.3976 on the dollar, and

   (b) by Separate School supporters is 461.3976 on the dollar.

3. This By-law comes into force on the date on which it is enacted by The council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

Bill NO.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE RATES OF TAXATION FOR MUNICIPAL PURPOSES FOR THE YEAR 1992

WHEREAS the Estimates for the year 1992 which set forth the revenues and expenditures of the Corporation of the City of Hamilton, were approved by the Council of the Corporation of the City of Hamilton on March 27, 1992, and

WHEREAS it is necessary to impose rates of taxation for the year 1992,

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows:

1. That there shall be levied and raised on the whole of the rateable property of the Corporation of the City of Hamilton in the amount of $1,005,608,300.00, of which $588,965,283.00 is Residential assessment and $416,643,017.00 is Non-residential assessment, the following rates of taxation:

   (1) For general municipal purposes 120.6555 mills producing $121,332,240.00

   (2) The amount to be levied and raised against "residential" assessments in the amount of $588,965,283.00 determined as required by The Municipal Act shall be reduced by $10,659,270.00 or 18.0983 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... $ 10,659,270.00

   $110,672,970.00

2. The rate to be levied against "residential" assessments determined as required by The Municipal Act for Municipal purposes is 102.5572 mills on the dollar.

3. The rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Municipal purposes is 120.6555 mills on the dollar.

4. This by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

Bill NO.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE RATES OF TAXATION FOR REGIONAL PURPOSES FOR THE YEAR 1992

WHEREAS the Regional Municipality of Hamilton-Wentworth has approved the requisition to The Corporation of the City of Hamilton for $120,626,042.00 representing the City of Hamilton's share of the cost of operating the Regional Municipality of Hamilton-Wentworth for the year 1992.

WHEREAS after the deduction of $9,045,380.00 of 1992 estimated shared revenues, the funds for which have been provided in the City of Hamilton 1992 Estimates, and the addition of the 1991 underlevy in the amount of $123,992.00, it is intended to levy against the ratepayers of the City of Hamilton the resulting net amount of $111,704,654.00 for the year 1992.

NOW THEREFORE The Council of The Corporation of the City of Hamilton enacts as follows:

1. The estimated Corporation of the City of Hamilton's share of the Regional Municipality of Hamilton-Wentworth's 1992 levy, in the amount of $120,626,042.00 is hereby adopted as part of the 1992 Estimates of The Corporation of the City of Hamilton.

2. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $1,005,608,300.00 of which $588,965,283.00 is Residential assessment and $416,643,017.00 is Non-residential assessment, the following rates of taxation:

   (1) for Regional purposes 121.7803 mills producing..... $122,463,280.00

   (2) the amount to be levied and raised against "residential" assessments in the amount of $588,965,283.00 determined as required by The Municipal Act shall be reduced by $10,758,690.00 or 18.2670 mills in accordance with Section 7(3) of The Ontario Unconditional Grants Act 1975 ..... $ 10,758,630.00

   $111,704,650.00

   (3) the rate to be levied against "residential" assessments determined as required by The Municipal Act for Regional purposes is 103.5133 mills on the dollar

   (4) the rate to be levied against "non-residential" assessments determined as required by The Municipal Act for Regional purposes is 121.7803 mills on the dollar

   (5) this by-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

BILL NO.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

TO FIX THE RATES OF TAXATION FOR SCHOOL PURPOSES FOR THE YEAR 1992

WHEREAS the estimates of revenues and expenditures of the Board of Education for the City of Hamilton and the Hamilton-Wentworth Roman Catholic Separate School Board, for school purposes, have been submitted to the Finance and Administration Committee of the City of Hamilton.

WHEREAS it is necessary to impose rates of taxation for the year 1992 for school purposes.

THEREFORE, the Council of The Corporation of the City of Hamilton enacts as follows,

1. That there shall be levied and raised on the whole of the rateable property of The Corporation of the City of Hamilton in the amount of $1,005,608,300.00, of which $588,965,283.00 is Residential assessment and $416,643,017.00 is Non-residential assessment, the following rates of taxation,

(a)	for Public School elementary purposes on all rateable property in the amount of $793,504,317.00 of which $429,035,878.00 is Residential assessment and $364,468,439.00 is Non-residential assessment, liable for Public School rates 137.5838 mills producing	$109,173,320.00
(b)	for Separate School elementary purposes 137.5838 mills on all rateable property in the amount of $212,103,983.00, of which $159,929,405.00 is Residential assessment and $52,174,578.00 is Non-residential assessment, liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing	29,182,070.00
(c)	for Public School secondary purposes on all rateable property in the amount of $793,504,317.00 of which $429,035,878.00 is Residential assessment and $364,468,439.00 is Non-residential assessment, liable for Secondary School rates 81.3780 mills producing	64,573,790.00
(d)	for Separate School Secondary purposes 81.3780 mills on all rateable property in the amount of $212,103,983.00 of which $159,929,405.00 is Residential assessment and $52,174,578.00 is Non-residential assessment liable for Separate School rates and which rate was imposed thereon by the Hamilton-Wentworth Roman Catholic Separate School Board and which rate the said Board has requested the Council to levy producing	17,260,590.00
		$220,189,770.00

(e) The amount to be levied and raised against assessments in the amount of $429,035,878.00 determined as required by The Municipal Act shall be reduced by $8,854,270.00 or 20.6376 mills which is the amount of the estimated revenue from payments to be received by the Board of Education of The Corporation of the City of Hamilton in 1992 under The Education Act, 1974 ..... $ 8,854,270.00

(f) The amount to be levied and raised against assessments in the amount of $159,929,405.00 determined as required by The Municipal Act shall be reduced by $3,300,560.00 or 20.6376 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1992 under the Education Act, 1974 ..... 3,300,560.00

(g) the amount to be levied and raised against assessments in the amount of $429,035,878.00 determined as required by The Municipal Act shall be reduced by $5,237,120.00 or 12.2067 mills which is the amount of the estimated revenue from payments to be received by The Board of Education of The Corporation of the City of Hamilton in 1992 under The Education Act, 1974 ..... 5,237,120.00

(h) The amount to be levied and raised against assessments in the amount of $159,929,405.00 determined as required by The Municipal Act shall be reduced by $1,952,210.00 or 12.2067 mills which is the amount of the estimated revenue from payments to be received by the Hamilton-Wentworth Roman Catholic Separate School Board in 1992 under The Education Act, 1974 ..... 1,952,210.00

$200,845,610.00

2. The Education rate to be levied against "residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 186.1175 mills on the dollar, and

   (b) by Separate School supporters is 186.1175 mills on the dollar.

3. The Education rate to be levied against "non-residential" assessments determined as required by The Municipal Act:

   (a) by Public School supporters is 218.9618 mills on the dollar, and

   (b) by Separate School supporters is 218.9618 mills on the dollar.

4. The By-law comes into force on the date on which it is enacted by the Council of The Corporation of the City of Hamilton.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

BILL NO.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Levy:

AN ANNUAL TAX ON TELEPHONE COMPANIES DOING BUSINESS IN ONTARIO

Respecting:

THE BELL TELEPHONE COMPANY OF CANADA

WHEREAS Section 161 of The Municipal Act, R.S.O. 1980, Chap. 302, empowers the Council of The Corporation of the City of Hamilton to levy on every telephone company doing business in Ontario an annual tax equal to 5 per cent of the total gross receipts of such company for the preceding year;

AND WHEREAS The Bell Telephone Company of Canada is a telephone company doing business in the Municipality of the City of Hamilton;

AND WHEREAS the gross receipts of The Bell Telephone Company of Canada, doing business within the Municipality of the City of Hamilton is in the amount of $138,254,030.00 the year ended the 31st day of December, 1991;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. It is hereby authorized and directed that a tax for the fiscal year ended December 31, 1991, be levied on the Bell Telephone Company of Canada Limited in the amount of $6,912,701.50.

2. That the tax levied hereunder shall be collected in the same manner as municipal taxes are collectible and is a special lien under Section 369 of The Municipal Act on all the lands of The Bell Telephone Company of Canada.

PASSED this day of A.D., 1992.

CITY CLERK MAYOR

3(b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 16

REPORT TO: Mrs. S. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. I. R. Hammel
Acting Treasurer

SUBJECT: **BY-LAW FOR THE AUTHORIZATION TO BORROW MONIES TO COVER TEMPORARY BANK OVERDRAFTS IN RELATION TO CURRENT EXPENDITURES**

RECOMMENDATION:

That the Finance and Administration Committee submit to City Council, for their approval, the by-law for the authorization to borrow monies to cover temporary bank overdrafts for 1992 as and when they arise for current expenditures to a maximum of $8,000,000.

I.R. Hammel

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Attached is a draft borrowing by-law for current expenditures.

The Municipal Act, Revised Statutes of Ontario, 1980, Chapter 302, as amended under Subsection (1) of Section 189, authorizes as follows:

> "A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note such sums as the council considers necessary to meet, until the taxes are collected, the current expenditures of the corporation for the year, including the amounts required for sinking fund, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide."

BACKGROUND: - continued

During the course of conducting the City business, it is necessary from time to time to overdraw bank accounts to pay for approved amounts as the City funds were fully invested at that time. It is also more economical to borrow monies to pay off these accounts than to cash short term investments at a lower rate of return.

Attached

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 92-

To Authorize the Borrowing of $8,000,000.00 to Finance Bank Overdrafts as and when they Arise from Current Expenditures

Whereas the Council of the Corporation of the City of Hamilton (hereinafter called the "Municipality") deems it necessary to borrow the sum of $8,000,000.00 or lesser amount cumulative subject to the cumulative total of 70% of the annual uncollected balance of the estimated revenue to pay for temporary bank overdrafts as and when they arise in relation to the current expenditures of the Municipality for the year;

And **Whereas** the total amount of the estimated revenues of the Municipality as set forth in the estimates adopted for the year 1992 is $164,066,710.00

And **Whereas** the total of amounts heretofore may be borrowed for the purposes mentioned in Subsection (1) of Section 189 of the Municipal Act, R.S.O. 1980, Chapter 302, as amended:

THEREFORE the Council of The Corporation of the City of Hamilton hereby enacts as follows:

1. The Mayor and Treasurer are hereby authorized on behalf of the Municipality to borrow from time to time by way of promissory note from the **CANADIAN IMPERIAL BANK OF COMMERCE** a sum or sums not exceeding the aggregate $8,000,000.00 at one time to pay off temporary bank overdrafts for the current expenditures of the Municipality for the year, including the amounts required for the purposes mentioned in Subsection (1) of Section 189 of the Municipal Act, and to give on behalf of the Municipality to the Bank a promissory note or notes sealed with the Corporate Seal and signed by the Mayor and Treasurer for the monies so borrowed with interest at such rate as may be agreed upon from time to time with the Bank.

2. All sums borrowed pursuant to the authority of this by-law, as well as all other sums borrowed in this year and in previous years from the said Bank for any or all of the purposes mentioned in the said Section 189, shall, with interest thereon, be a charge upon the whole of the revenues of the Municipality for the current year for all preceding years as and when such revenues are received.

3. The Treasurer is hereby authorized and directed to apply in payment of all sums borrowed as aforesaid, together with interest thereon, all of the monies hereafter collected or received either on account or realized in respect of taxes levied for the current year and preceding years or from any other sources which may lawfully be applied for such purpose.

PASSED this day of A.D. 1992

City Clerk

Mayor

3(c)

CITY OF HAMILTON

- INFORMATION -

DATE: 1992 April 15

REPORT TO: Mrs. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. I.R. Hammel
Acting Treasurer

SUBJECT: **STATUS OF HOSTING, RECEPTIONS AND RELATED ACCOUNTS**

BACKGROUND:

Attached are the following analyses of accounts related to hostings and receptions as at April 10, 1992, with a comparison to the year 1991:

1991			1992		
Budget	Actual	Description	Budget	Amount Spent & Committed	Balance Available
$50,000.00	$48,000.00	Hosting of Conferences with Municipal Subject Content	$16,000.00	$ 2,154.37	$13,845.63
10,000.00	8,036.18	Receptions - City Hall	10,000.00	2,704.72	7,295.28
48,000.00	47,130.44	Special Civic Receptions and Delegation Hosting	40,000.00	11,013.54	28,986.46
15,000.00	10,982.04	Civic Pins, Medals and Rings	15,000.00	5,785.81	9,214.19
3,910.00	7,952.99	Use of City Hall - Outside Groups	3,910.00	1,981.12	1,928.88
$126,910.00	$122,101.65		$84,910.00	$23,639.56	$61,270.44

These accounts will be forwarded to this Committee on a monthly basis for the information of the members.

I.R. Hammel, Acting Treasurer

Attachment

City of Hamilton
HOSTING OF CONFERENCES WITH MUNICIPAL SUBJECT CONTENT
Account CH 55307 80040
for the period ended April 10, 1992

COUNCIL MEETING	DESCRIPTION	AMOUNT $	TOTAL $
92/02/25	Children's International Games Lausanne, Switzerland - March 18 - 22, 1992 (Bob Sugden, Director of Culture & Recreation)	2,154.37	
	Total Actual Expended to Date		2,154.37
	LESS: Appropriation		16,000.00
	SURPLUS (DEFICIT)		13,845.63

City of Hamilton
RECEPTIONS - CITY HALL
Account CH 55313 84010
for the period ended April 10, 1992

REFERENCE NUMBER	DATE	DESCRIPTION	AMOUNT $
160418	92/01/10	Mayor's Office	7.77
161035	92/01/25	Ukrainian Independance Day	490.62
161035	92/01/26	Mayor's Office - Associazione Musicale	626.70
161801	92/01/28	Mayor's Office	11.66
161801	92/01/29	Mayor's Office	21.86
161801	92/01/29	Mayor's Office	15.54
163300	92/02/18	Mayor's Office	37.46
165018	92/03/04	Mayor's Office	599.40
165018	92/03/06	Mayor's Office	116.55
165018	92/03/11	Mayor's Office	15.54
165018	92/03/11	Mayor's Office	219.50
165018	92/03/12	Mayor's Office	15.54
165018	92/03/13	Mayor's Office	84.25
165018	92/03/13	Mayor's Office	15.54
166034	92/03/17	Mayor's Office	15.54
166377	92/04/02	Mayor's Office	15.43
166377	92/03/21	Mayor's Office - Race Relation Committee	380.28
166377	92/03/24	Mayor's Office	15.54
		Total Actual Expended to Date	2,704.72
		LESS: Appropriation	10,000.00
		SURPLUS (DEFICIT)	7,295.28

City of Hamilton
SPECIAL CIVIC RECEPTIONS AND DELEGATION HOSTING
Account CH 55314 84010
for the period ended April 10, 1992

COUNCIL MEETING	DESCRIPTION	AMOUNT $	TOTAL $
	Reception for the Commisioner of Employment Equity	614.34	
92/03/31	2nd Annual Steel City Senior Bowl	1,000.00	
92/03/31	Dr. Elena Bonner, The Bertrand Russel Peace Lecturer	799.20	
	Total Expended		2,413.54
	ADD: Commitments		
92/02/25	Hamilton International Air Show	8,000.00	
92/03/31	National Conference Canadian Association of Elizabeth Fry Societies	600.00	
	Total Committed		8,600.00
	Total Actual Expended and Committed to date		11,013.54
	LESS: Appropriation		40,000.00
	SURPLUS (DEFICIT)		28,986.46

City of Hamilton
CIVIC PINS, MEDALS AND RINGS
Account CH 56126 84010
for the period ended April 10, 1992

REFERENCE NUMBER	DESCRIPTION	AMOUNT $
161389	1 - 10k Man's Civic Ring & 1 - 5pt C Diamong & Box	322.04
162471	5 - 10k Man's Civic Ring & 5 Boxes	1,138.47
162471	63 Civic Pins & 63 Boxes	1,494.40
L306919	Civic Award	(235.90)
164444	24 - GF Civic Pinette & 24 Boxes	569.30
165800	5-10K Civic Rings - School Pins/Rings	2,497.50
	Total Actual Expended to Date	5,785.81
	Less: Appropriation	15,000.00
	SURPLUS (DEFICIT)	9,214.19

City of Hamilton
USE OF CITY HALL-OUTSIDE GROUPS
Account CH 55222 10034
for the period ended April 10, 1992

REFERENCE NUMBER	DATE	DESCRIPTION	AMOUNT $
162713	92/01/24	Heaven Piano Co. - Tuning & Lubricate Pedal	278.61
161873	92/02/06	Heaven Piano Co. - Tuning & Adjusting Piano	310.80
JV01055	92/01/25	Overtime - City Clerks - Ukranian Function	489.84
JV01080	92/01/19	Overtime - T. Mountain - Associazione Musicale	92.90
JV02040	92/02/14	Overtime - T. Mountain - Mundialization Interfaith	167.21
JV02041	92/02/14	Overtime - T. Mountain - Ukranian Independence Day	69.67
JV02041	92/02/14	Overtime-T. Mountain-Associazione Musicale Rehearsals	202.38
JV02043	92/02/14	Overtime - D. Geroux - Interfaith Meeting	160.70
JV03079	92/03/07	Overtime - T. Mountain - Congress of Black Women	209.01
		Total Actual Expended to Date	1,981.12
		LESS: Appropriation	3,910.00
		SURPLUS (DEFICIT)	1,928.88

ROBERT M. MORROW
MAYOR

Hamilton

4(a.)

April 13th, 1992

MEMO TO: Mrs. Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mayor Robert M. Morrow

RE: Performance and Reception - Academic Folklore Group from Ljubljana, Slovenia

RECOMMENDATION:

That the City of Hamilton welcome and host the above-named group at the forecourt of City Hall with refreshments in the Council foyer, on Thursday, August 20th at 2:00 p.m.

That the cost for this reception be charged to the Civic Hosting Account CH 55314 84010 in the amount of $375.00.

Further that the flag of Slovenia be flown from City Hall at the time of the ceremony.

Please see the attached letter for further details.

RMM:DC:tt

Attch.

cc. Mrs. Stella Glover
Mr. Dennis Carson

City Hall
71 Main Street West, Hamilton, Ontario, Canada L8N 3T4
Telephone : (416) 546-2790
546-2448 (TDD Only)

BLED PLANICA #13 HAMILTON

P.O. Box 15, Fruitland, Ontario L0R 1

MAR 1 3 1992

March 5, 1992

His Worship Mayor Robert Morrow
City of Hamilton
71 Main St. West
Hamilton, Ontario
L8N-3T4

Your Worship,

During the month of August 1992 the ensemble AFS France Marolt from Ljubljana, Slovenija, will be visiting Canada. This ensemble is renown as one of the premier traditional folk groups throughout Europe and is directed by the finest Ethnologists and Ethnomusicologists from the "Glasbeno Narodopisni Institute" (The Folk Music Institute) of Ljubljana. This group is the best ensemble anywhere to represent Slovenians around the world.

The ensemble will be performing at such venues as Mohawk Collage theater and at St.Gregory the Great Slovenian Catholic Church in Hamilton. This ensemble will be the guests of the citizens of this city during their stay in Canada. We respectfully request that there be an opportunity for the city, and its mayor, to extend to this ensemble a formal greeting at the steps of city hall. The ensemble will be bringing greetings from the mayor of their city Ljubljana, to the mayor of Hamilton.

It is our sincere hope that the city of Hamilton, its representatives the city council and its mayor will extend to the ensemble a warm Canadian welcome, as honored guests. I would like to have an opportunity to meet with you to discuss the possible civic reception at city hall in Hamilton.

I look forward to Meeting with you soon.

sincerely,

42 MUSICIANS + DANCERS
PLUS COMMUNITY DELEGATION

Gordon Radman
President of Club Bled.

ROBERT M. MORROW
MAYOR

Hamilton

4(b.)

April 9th, 1992

MEMO TO: Joe Schatz
City Clerk

Susan Reeder, Secretary
Finance and Administrative Committee

Ald. Don Ross
Chairman, Finance and Administrative Committee

All Members of City Council

FROM: Mayor Robert M. Morrow

SUBJECT: CANADIAN COUNTRY MUSIC ASSOCIATION CONFERENCE AND ENTERTAINMENT EVENT

RECOMMENDATION: In accordance with the request of the letter from Mr. Reg Titian, Co-Chair, Country Music Week 1993, I recommend that the City of Hamilton consider

1. A line of credit up to a maximum of $100,000.00 to be repaid from initial revenues.

2. A grant of $20,000.00.

Method of financing to be recommended by the City Treasurer.

BACKGROUND: See enclosures attached to letter of March 31st, 1992 from Mr. Reg Titian.

RMM/DC/pb.

Enc.

cc: Roy Hammel, Acting Treasurer
Joe Pavelka, Acting Chief Administrative Officer

City Hall
71 Main Street West, Hamilton, Ontario, Canada L8N 3T4
Telephone : (416) 546-2790
546-2448 (TDD Only)

March 31, 1992

The Honourable Robert Morrow
City of Hamilton
71 Main Street W.
Hamilton, Ontario
L8N 3T4

Dear Mayor Morrow:

On behalf of the Host Committee of Country Music Week '91, I would like to express our heartfelt appreciation for your personal interest and support of this high profile event.

According to the Canadian Country Music Association (CCMA), last year's "Country Music Week (in Hamilton) was the most successful in the association's 10-year history. More than 600 delegates attended;.....and the CTV show drew an audience across Canada of more than one and a half million viewers-an increase of 60 % over 1990 and the largest audience for a Canadian Awards show ever ! One of the top three events in Hamilton in 1991, CMW '91 brought National media focus to Hamilton.

<u>According to Tourism and Convention Services of the Region, a conference of this size, with a public entertainment component, should generate about $2 Million dollars for the greater Hamilton economy.</u> In 1991, the major benefits included a full rental week at Hamilton Place through CTV for the Awards Show, an associated show at Copps Coliseum, full use of the Convention Centre facilities, in addition to brisk business for all City Centre Hotels, and entertainment functions at many other local venues. Should you be interested in more detailed information on the local venues and clubs that benefited from their participation in CMW activities, along with some accompanying testimonials and press clippings, please refer to the summary attached.

CMW is not only a conference; it is also a major public entertainment event. All of Greater Hamilton came alive with the sounds of Country Music during CMW '91 last September. Extended liquor license hours in City Centre, live country acts booked into virtually all clubs in Downtown and surrounding area, and the daily public concerts in Gore Park involved the entire Community in the week long Celebration.

The enormous success of CMW '91 resulted from the unique partnership between the City through H.E.C.F.I., the Region of Hamilton-Wentworth, the CCMA and the Downtown Hamilton B.I.A. Thanks to your support of our bid to the Board of the CCMA, and the phenomenal success of CMW '91, Hamilton has been awarded CMW for 1993 and again for 1995 !

* CCMA Media release of February 19/92

Hamilton is now the Eastern anchor for the next 5 years, alternating the hosting of this prestigious event with our western partner, Calgary. There is also a probability that future CMWs will be awarded to Hamilton again after 1995. It was this potential for securing Hamilton as a permanent site for Country Music Week and the associated Awards show, that brought these Community partners together initially. The partners invested their marketing dollars in 1991 to bring Country Music Week back home to Hamilton. We all share a common vision for the future of CMW in Hamilton: as this event continues to grow in stature and prominence, and attracts more and more delegates and supporters, Hamilton's reputation will be greatly enhanced throughout Canada.

It is on behalf of the partners, all Host Committee members, and the many local beneficiaries of this event, that I respectfully request the following support for CMW '93 from the City of Hamilton:

A line of credit up to a maximum of $100,000 to be repaid from initial revenues.

A grant of $20,000.

Your confidence in this event, and your willingness to consider our proposal is greatly appreciated. I invite you to call me with any questions or comments you may have regarding Country Music Week.

Sincerely,

Reg Titian
Co-Chair
Country Music Week '93

cc. Ald. Don Ross-Finance and Administration Committee, Keith James-CMW '93 Co-Chair/820 CHAM, Joe Fardell-Tourism and Conventions, Barry Snetsinger-H.E.C.F.I, Sheila Hamilton-CCMA

THE CANADIAN COUNTRY MUSIC ASSOCIATION

THE CANADIAN COUNTRY MUSIC ASSOCIATION/
ASSOCIATION DE LA MUSIQUE COUNTRY CANADIENNE
3800 STEELES AVENUE WEST, SUITE 127,
WOODBRIDGE, ONTARIO
L4L 4G9
TEL: (416) 739-5014
FAX: (416) 856-1633

Media Information
For release after 12 noon Thurs. Feb. 13/92

Canadian Country Music Association *optimistic on up-tempo plans for 1992*

The Canadian Country Music Association is facing 1992 with optimism—the group, which represents the country music industry across the country, today (February 13) announced plans for its upcoming annual conventions for the next four years, and signed new four-year contracts with CTV to broadcast the annual awards show and with Labatt Breweries of Canada as major corporate sponsor. Plans to expand the largest single talent search in the country were also announced.

At the press meeting in Hamilton it was announced that the southern Ontario city and Calgary would alternate as the sites for Country Music Week up to and including 1996. The event focuses on all aspects of country music, and is always climaxed by the nationally televised awards show.

Held in Hamilton last year for the first time, Country Music Week was the most successful in the association's 10-year history. More than 600 delegates attended; estimates are that some $2,000,000 was spent in the city. And the CTV show drew an audience across Canada of more than one and a half million viewers.

The 1992 Country Music Week will be held in Calgary September 16-20, and until 1996 the event will alternate between the Alberta city and Hamilton. Hamilton will host Country Music Week in 1993 and 1995, while Calgary will be the host city in 1994 and 1996. In the previous 10-year history of Country Music Week, the event has been held in a different city each year—Toronto, Ottawa, Halifax, Moncton, Vancouver, Edmonton, Winnipeg and Regina are among the cities that have hosted the event.

Hamilton's Mayor Bob Morrow told the gathering at the city's Convention Centre—site of last year's event—that he was delighted that the CCMA had made a commitment to the city. Alderman Ron Leigh of Calgary—substituting for Mayor Al Duer, who was keeping commitments at the Winter Olympic Games—said that Calgary had always been seen as the capital of country music in western Canada, but had never hosted Country Music Week before.

"There is an enthusiastic host committee at work for this year's event and we shall have some surprises for the delegates," he noted.

The growth of country music—reflected in increased radio and television audiences and the increased sales of records and concert tickets—was reflected by the two important signings at the Hamilton gathering. Labatt's made a commitment to continue to support CCMA with Budweiser as the organization's major corporate sponsor, signing a four-year contract. CTV, delighted with

Bud COUNTRY MUSIC
BUDWEISER, PROUD SPONSOR OF THE CCMA

the huge audience for its award show telecast at Country Music Week in Hamilton, also signed a four-year contract to continue the show.

Tom Tompkins, president of CCMA, was upbeat about the contracts. "At a time when both sponsors and television networks are looking very carefully at the bottom line, both Budweiser and CTV are expressing their real confidence not only in country music, but in the Canadian Country Music Association as the group which represents the industry—and the music—in Canada.

"Some people will talk doom and gloom in these uncertain times; this is a good news story not only for our organization, but for the entertainment business in Canada as a whole."

Major changes in the Bud Country Talent Search were also announced. The event, which attracts hundreds of entrants each year, has grown so rapidly, that the sponsor and CCMA decided to create a series of regional "play-downs" across the country. British Columbia, Alberta, Saskatchewan, and Manitoba will each choose a provincial winner to compete in the national finals, held during Country Music Week. Ontario will send two winners—one from the northern and one from the southern regions of the province—and Atlantic Canada will also send two. And for the first time, Quebec will also choose a winner, thus making the event truly national. Contestants are chosen at events organized by local clubs and/or country music stations—Quebec's addition to the event came about when one of Canada's oldest radio stations, CIQC in Montreal, successfully switched to a country format late last year.

Tom Tompkins said the Bud Country Talent Search was by far the most comprehensive event of its kind in Canada. "By organizing it in a different way, it will greatly improve the programming of the final event, which we hope will once again be filmed for later national TV broadcast." Last year, almost 850,000 Canadians watched the finals when they were broadcast in October on CBC.

In addition to the prizes—$10,000 for the winner, $5,000 and $2,500 for the runners-up, and a $2,000 award for the best original song—Sony Music of Canada has agreed to distribute recordings of four songs by the winner to country radio. The records will be produced by Randall Prescott and will feature an all-star backup band. Added Tompkins: "This commitment has been made because of the excellent response to the recording released by last year's winner, Scott King."

Also present at the Hamilton event were members of Prairie Oyster, the Canadian country band whose second album has just reached Gold status. The band is being featured—along with another CCMA Award winner, Michelle Wright—at a special concert in Nashville on March 7 during the Country Radio Seminar. For the last three years, CCMA has presented award winning Canadian artists during the Seminar, which Tompkins described as an "exceptional networking and showcasing event for Canadians to participate in."

—30—

For further information, please contact:
Sheila Hamilton, Executive Director, CCMA (416) 739-5014
Richard Flohil, Richard Flohil & Associates (416) 535-2239

Country Music Week '91

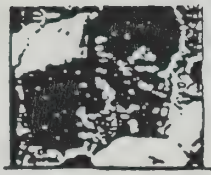
Media Coverage-Press (white)

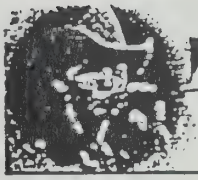
Participating Venues (Ivory)

Testimonial Letters (Grey)



USINESS D5
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OW D1
ORTS C1


CANADA READY MINUS NO. 99
SPORTS C2


Dwight Yoakam
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CANADA CUP SALE
You'll find all your hockey equipment at great prices!

The Hamilton Spectator

HE FINAL • Monday, September 16, 1991

Established 1846 • Mon-Fri 47¢ • 3¢ GST

THE WRIGHT STUFF!



Kaz Novak The Spectator

nelle Wright thrusts her arms into the air upon winning the last of e major trophies at last night's Canadian Country Music Awards emony. Wright won Female Vocalist Of The Year, Single Of The r and Album Of The Year during the two-hour ceremony, which was broadcast nationally by CTV from Hamilton Place, and was the climax of Country Music Week, a music industry convention held for the first time in Hamilton.

■ Story, pictures, D1

Country jamboree features the very best of the West



Nick Krewen

COUNTRY MUSIC WEEK

GORE PARK took on a bit of a Prairies feel yesterday afternoon as the West sent some of their best to entertain us over the lunch hour.

Mark Koenig, Cindi Cain, Dick Damron and the Rock 'N' Horse quartet provided over two hours of musical enjoyment, offering a mix of older, polished veterans such as Damron and such young, aggressive bucks as Rock 'N' Horse.

Duane Bjorklund fronts the Edmonton-based band, and his dashing good looks and smooth vocal delivery certainly add to the quartet's potent chemistry. The best thing about the band, which favors contemporary country rock along the lines of a more energetic Alabama or Restless Heart, is their musical discipline.

Guitarist Dave Milner, keyboardist Rob Habetler and drummer Vince Gorham are great players, and such infectious songs as Bringing My Baby Home and This Old Cowboy have undeniable youth appeal.

Cindi Cain looked breathtaking in her fringed leather jacket and matching skirt, and projected all the confidence in the world in terms of performing skills.

She also possesses a distinctive voice, a rich soprano that seems to thin out as she speeds up, but caresses you in such ballads as her version of Help Me Make It Through The Night.

What she's lacking is strong material, and hopefully the search is underway to find some killer songs, rather than the indifferent material that currently makes up most of her set.

Songwriter Mark Koenig took a novel approach for the series: he performed a few songs accompanying himself on acoustic.

If you want the ultimate test on the durability of a song, perform it in front of an audience with just one instrument.

Koenig, a former sideman with Ian Tyson, passed the test admirably, revealing himself to be a writer of considerable depth and maturity. Such songs as When It's Over, It's Over and The Bottom Line manage to communicate aspects of a relationship that can be both positive and painful without becoming maudlin.

Vetaran singer Dick Damron also performed.

The final lunchtime Gore Park concert celebrating Country Music Week brings us the toast of the East Coast today with Joan Kennedy, Hal Bruce, Terry Kelly and John Gracie.

CHAM winners

Congratulations are in order to two of 820 CHAM's music personalities.

Joel Christie picked up his first award as music director, while Cliff Dumas repeated his victory as major market on-air personality for the second time in a row.

"It's a real pleasure receiving this in Hamilton," said Dumas. "This city has been great to me, and it's nice to share it with my many friends and fans."

Also, The Good Brothers have been a last-minute add to tonight's Dwight Yoakam/Dave Alvin bill at the Hamilton Convention Centre.

As a result, the doors will now open at 8 p.m., with the concert getting underway at 8.30. The show is also general admission, so best to get there early for a good seat.



☐ Dick Damron: veteran



☐ Cindi Cain was among country stars at Gore Park yesterday.

All the movers and shakers in Canadian Country, in one place at one time!

HAMILTON SEPT 10-15

Bud COUNTRY MUSIC PRESENTS

The "picker" symbol of the Canadian Country Music Association shown as cast steel, and this year's slogan: FORGING AHEAD, symbolize the strength and spirit of Canadian Country Music.



Stars. Managers. Writers. Publishers. Producers. Players. Radio people. TV people. Press people. The people you have to meet to make it. The people you want to network with.

Breakfasts, lunches, gala dinners, seminars and concerts, make Country Music Week fast-paced and informative.

The glittering wrap-up, the Canadian Country Music Awards show, televised live on the CTV Network, makes Country Music Week a one-of-a-kind event.

Be there!

For all the information and schedule of events, contact The Canadian Country Music Association
Phone (416) 739-5014 Fax (416) 669-3734

REGISTER NOW AND SAVE MONEY. CCMA Membership No.

Name Spouse

Company

Address

City Prov. Postal Code

Phone Fax

Visa/Mastercard No. Expiry Date

Signature

Please add 7% GST to above fees. Cheque or money order payable to

HAMILTON SET TO HOST CM WEEK

Country Music Week '91 is set for September 10 - 15th in Hamilton, with this year's event marking the 10th Anniversary of the *Canadian Country Music Awards* under the auspices of the *Canadian Country Music Association (CCMA)*. The highlight of the industry Convention will again be the Awards Show, to be televised nationally on CTV, September 15th, with Canadian country star George Fox hosting.

Other key events include the Bud Country Talent Search finals, several artist showcase events, industry Citation awards, and numerous seminars geared to industry interests.

The CCMA is making available to country radio in Canada, a number of radio features to be aired in conjunction with CM Week '91 festivities. Host city radio station CHAM, has been selected by the CCMA to produce a series of 15, minute-long vignettes featuring final nominees in the Male, Female and Group award categories. Also available will be a two-hour pre-Awards Show special featuring the final nominees in all performing categories. The features are being written and hosted by CHAM's Cliff Dumas and Vickie Van Dyke.

In keeping with the 10th anniversary of the Awards Show (the 5th to be televised on CTV), a live simulcast of the CTV program is being made available to country radio stations across Canada through an arrangement with *Broadcast News*.

CM WEEK '91 SEMINAR SCHEDULE

Thursday, Sept. 12th (10:30 am)
FORGING AHEAD IN THE 90's ...CANADIAN COUNTRY MUSIC TO THE YEAR 2000
Panelists - Paul Alofs (HMV); Stan Kulin (WEA); Leonard T. Rambeau (Balmur Ltd.); L. Harvey Gold (CCMA); Heather Sym (FACTOR); etc.

FRIDAY, SEPTEMBER 13th - 10:00am
"NEIGHBOURING RIGHTS"
Panelists: Paul Spurgeon (SOCAN); Brian Chater (CIRPA); Brian Robertson (CRIA), etc.

FRIDAY, SEPTEMBER 13 - 2:15pm
"THE SONGWRITER'S SEMINAR"
Moderator: Tom Schuyler (Nashville)
Panelists: Steve Bogard (Nashville), Ron Irving, Barry Brown, Charlie Major, Joan Besen, etc.

SATURDAY, SEPTEMBER 14 - 9:30
"WE CAN BOTH BE STARS ...THE ARTIST AND RADIO"
Panelists: Jim Wood (Nashville); Moon Mullins (Nashville); Joan Kennedy; Murray McLauchlan..

SATURDAY, SEPTEMBER 14 - 2:30 pm
"ROUND TABLES"

SHOWCASE EVENTS

Thursday, Sept. 12
BUD COUNTRY TALENT SEARCH
Jockey Club, Hamilton (3:00 pm - 9:00pm)
10th ANNIVERSARY AWARD WINNERS CABARET
(Hamilton Convention Centre)
(8:00 - 11:00 pm)
Patricia Conroy, Larry Mercey, Anita Perras, Gary Fjellgaard, Prairie Oyster

Friday, Sept. 13
BUD COUNTRY TALENT SEARCH FINALS
(Mohawk College Theatre)
(8:00 - 10:00pm)

(Sunday, Sept. 15th - 10:00 am)
GOSPEL SHOW
Carroll Baker, Dick Damron, Lisa Brokop, etc.

LUNCHTIME CONCERT SCHEDULE

(All Shows At 12:00 Noon)
(Gore Park, Hamilton)

ONTARIO COUNTRY
Sept. 9
J. K. Gulley
Kimberley Richards
David Hutchins

Tuesday, Sept.10
Larry Mercey
Lynne & The Rebels
Peter Wild
J. Brian Oakes

Wednesday, Sept. 11
(Opening Ceremonies)
South Mountain
Colleen Peterson

WEST COAST COUNTRY
Thursday, Sept. 12
Lisa Brokop
Gerry King
Bing Armstrong

PRAIRIE COUNTRY
Fri. Sept. 13
Dick Damron
Cindi Cain
Mark Koenig

MARITIME COUNTRY
Saturday, Sept. 14
Joan Kennedy
Hal Bruce
Terry Kelly
John Gracie

SONGWRITERS SHOWCASE PLANNED FOR CM WEEK

NASHVILLE WRITER ALAN RHODY FEATURED

Hamilton: Canadian singer-songwriter Wayne Marshall will host a special Songwriter's Showcase, entitled: *"A Salute To The Bluebird Cafe"*, September 13 - 15th at Mr. Laffs cafe in Hamilton.

The event, to coincide with *Country Music Week*, will be headlined by award-winning Nashville singer-songwriter Alan Rhody, and will offer Canadian songwriters the opportunity to perform their songs for their peers.

"I got the idea from Nashville's *Bluebird Cafe*", where new performers get the chance to have their music heard" says Marshall, who co-wrote the recent hit single, *"Circle Of Wood"*, with writer Wayne Pronger.

Marshall explains, "up till now there haven't been too writers in this country aspire to, in that the Kentucky-born performer was working in Toronto, recording and releasing singles for London Records in 1977, when the Oak Ridge Boys recorded his ballad, *"I'll Be True To You"*.

Since then, Rhody moved to Nashville, where his songs have helped launch the careers of Ricky Van Shelton with his song, *"Wild Eyed Dream"* and Lorrie Morgan with his song *"Trainwreck Of Emotion"*, which has since been turned into a major bluegrass chart hit by Del McCoury. Other artists who have recorded Rhody's songs include Lee Greenwood, George Jones, Tanya Tucker, Poco, Michael Martin Murphey, T.G. Sheppard, and many more.



Songwriters wishing to participate in the open-mic showcase should register at Mr. Laffs, 570 Upper Wellington St., Hamilton at 7:00pm on the evenings of Sept. 13, 14 and 15. Each performer will do two to three songs, depending on the time available. Admission to the event will be $3.00.

The open stage segment lasts until 10:00 pm nd will be hosted by Wayne Marshall. The feature event

Grand Ole Hamilton Place

Hamilton can be proud of the Country Music Awards show put on at Hamilton Place on Sept. 15.

I, for one, hope that this will be held at Hamilton Place on a yearly basis. It was very well done and I think the people responsible for arranging it should be highly commended. I watched it on TV and I thought, hey, this is Grand Ole Hamilton Place.

E.M. Collins,
Stoney Creek.

Hamilton Spectator Sept 20/91

HAMILTON SEPT 10-15
COUNTRY MUSIC WEEK
CONCERTS

COUNTRY FAIR - GORE PARK
SATURDAY SEPT. 14 10 a.m-noon

GORE PARK LUNCHTIME CONCERTS:
12 NOON

ONTARIO COUNTRY

MONDAY SEPTEMBER 9
J.K. GULLEY
KIMBERLEY RICHARDS
DAVE HUTCHINS

TUESDAY SEPTEMBER 10
LARRY MERCEY
LYNN & THE REBELS
PETER WILD
J. BRIAN OAKES

WEDNESDAY SEPTEMBER 11
OPENING CEREMONIES
SOUTH MOUNTAIN
COLLEEN PETERSON

WEST COAST COUNTRY

THURSDAY SEPTEMBER 12
LISA BROKOP
GERRY KING
BING ARMSTRONG &
LONESOME STEVE BA

PRAIRIE COUNTRY

FRIDAY SEPTEMBER 13
DICK DAMRON
CINDI CAIN
MARK KOENIG & BA

MARITIME COUNTRY

SATURDAY SEPTEMBER 14
JOAN KENNEDY
HAL BRUCE
TERRY KELLY
JOHN GRACIE

THURSDAY SEPTEMBER 12
BUD COUNTRY TALENT SEARCH SEMI-FINALS
JOCKEY CLUB 3:00 PM TO 9:00 PM

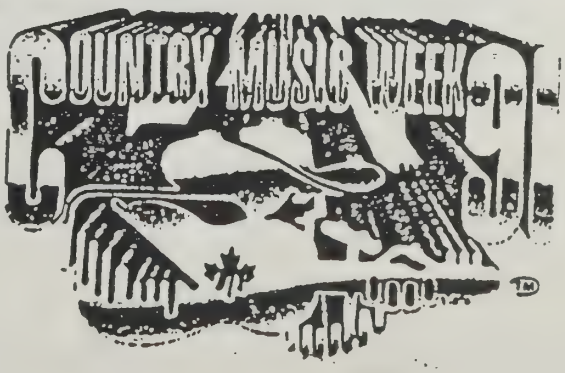
THURSDAY SEPTEMBER 12
10TH ANNIVERSARY AWARD WINNERS CABARET
CONVENTION CENTRE • CHEDOKE ROOM
8:00 PM TO 11:00 PM
PATRICIA CONROY
LARRY MERCEY
ANITA PERRAS
GARY FJELLGAARD
PRAIRIE OYSTER
$16.00 INC. GST
TICKETS AVAILABLE AT TICKETMASTER

FRIDAY SEPTEMBER 13
BUD COUNTRY TALENT SEARCH FINALS
THEATRE AT MOHAWK COLLEGE
8:00 PM TO 10:00 PM
$10.70 INC. GST
TICKETS AVAILABLE AT TICKETMASTE

SUNDAY SEPTEMBER 15
GOSPEL SHOW: 10:00 AM TO 11:30 AM
CARROLL BAKER
DICK DAMRON
LISA BROKOP
SUNSHINE CITY QUARTET
STREETS & HILLS BLUEGRASS BAND
WITH SPECIAL GUEST SHIN VAN EVERY
HARLEQUIN SINGERS
(30 VOICE CHOIR)

CANADIAN COUNTRY MUSIC AWARDS SHOW
GREAT HALL, HAMILTON PLACE
SUNDAY SEPT. 15 9:00 PM
TICKETS AVAILABLE AT TICKETMASTER
OR HAMILTON PLACE
(TELEVISED LIVE)

Bud COUNTRY MUSIC



HAMILTON / WENTWORTH

Hamilton Entertainment and Convention Facilities Inc.

GORE PARK
DOWN TOWN PROMENADE

Hamilton Hospitality Club Tour

* Clubs featuring live Canadian Country Music
* All "City Centre" clubs within easy walking distance
* For Clubs outside City Centre, transportation is the responsibility of the delegate

Club	Dates	Featured Performers
Chaps Restaurant	Wedns.	Super Jam with the Stars-Ray Flacke & Steve Piticco, South Mountain
City Centre	Thurs.	Leslie Grant, Colleen Peterson, Willy P. Bennett, Colin Butler
69 John St.	Fri.	J.K. Gully, Kinberly Richards, Dave Hutchins, Terry Hill
546-5400	Sat.	South Mountain, Dutch Country Music Award Winner Showcase
Davy K's Gaslight	Thurs.	Showcase-Brenda Shell, Heather Brooks
City Centre	Fri.	Micheal Carr with guests-join in !
19 John St. S.	Sat.	Micheal Carr with guests-join in !
526-0983		
Holiday Inn	Thurs.-	Club Edmonton-a showcase of Edmonton performers
City Centre	Sat.	Sharon Anderson, Ruth Cooper, Dick Damron, Catheryne Greenly,
150 King St. E.		Lou Paul, Rock'n Horse
528-3451		
Grapes & Things	Sat.	Bing Armstrong & the Lonesome Steve Band
City Centre		
103 King St. S.		
526-1121		
Sheraton Hamilton Hotel		
City Centre	Tues.-	Paula Manderson, Lindsay Thomas-Morgan
116 King St. W.	Fri.	
529-5515	4:30-8:30 p.m.	
Don Cherry's Grape Vine		
City Centre	Fri.	Colin Butler & Band
157 Main St. E.		
528-2299		

* 16 Clubs participated.

rry Mattson-	Thurs.	South Mountain
Home of Country Music	Fri.	South Mountain, come and jam !
Burlington	Sat.	Larry & Laura Mattson, & Eddie Eastman
333-0245		
The Alpine Hotel	Thurs.	J. Brian Oakes, Johnny Burke, Dan Paul Rogers
92 Queenston Rd.	Fri.	Harold MacIntyre, Leslie Grant, Eddie Eastman
Stoney Creek	Sat.	Elaine Jarvis, Lisa Logan, Twin Fiddle Music
662-4641		
The Avon Tavern	Tues.-Sat.	Wayne Sulliman & Midnite Express
912 Barton St. E.	Wedns.	with Debbie Ann
Hamilton	Thurs.	with Jack Diamond
544-6031	Fri.	with Ivan Hawerchuk
	Sat.	with Franklyn Alexander
The Golden Valley Inn	Thurs.	Eric Shain, Kelly Kavanagh, Franklin Alexander/Midnight Storm
93 King St. W.	Fri.	Rhonda Silver, Lindsay Thomas Morgan, Paula Manderson/Midnight Storm
Dundas	Sat.	Bobbie McGee, Hal Bruce and the Hired Hand Band,, Mary Lynn Renn
627-4410		
The Jamesville Inn	Mon.-	Armand & Thunder Canyon
309 James Street N.	Wedns.	
Hamilton	Thurs.-	Brent Lee & the Outsiders, Ivan Hawerchuk
-1405	Fri.	Brent Lee & the Outsiders, Franklyn Alexander
	Sat.	Brent Lee & the Outsiders, Danny Squires

The Jockey Club Tavern:

Dorsey's	Tues.-Sat.	Lone Star Oasis
1091 Barton St. E.	Wedns.	with Michael Carr
Hamilton	Thurs.	with Lisa Logan, Lynne & the Rebels
549-6581	Fri.	with Jack Diamond
The HorseShoe Lounge	Wedns-Sat.	The Randy Moisan Band with Franklyn Alexander
1091 Barton St. E.	Thurs.	Bud Country Talent Search Semi-Finals
Hamilton	Fri.	with Dianne Raeside
549-6581	Sat.	with Cori Brewster
Dynes on the Beach	Wedns-Sat.	Peter Wild & the Peter Wild Band
337 Beach Blvd.	Thurs.	with Danny Squire
Hamilton	Fri.	withJack Diamond
549-2588	Sat.	with Derek Pilgrim
The Plantation Hotel	Wedns-Sat.	The Mark LaForme Band,
947 Rymal Rd. E.	Wedns.	with Manon, Galloway, Kenny Shaw
Hamilton	Thurs.	with Phil Halliday, Kim Doolittle, K.C. Carter
385-3209	Fri.	with Cori Brewster, Lou Paul, Lynne & the Rebels
	Sat.	with Diane Raeside, Dieter Boehme, Loma Lyns
The Wellington	Thurs.-	Krazy Horse
222 Cannon St. E.	Sat.	
Hamilton		
385-2111		

THE ROYAL CONNAUGHT HOTEL

September 19, 1991

Mr. Gabriel Etele
Co-Chairman
CANADIAN COUNTRY MUSIC ASSOCIATION
c/o Downtown B.I.A.
112 King Street East, 2nd fl.
Hamilton, Ontario
L8N 1A8

Dear Gabe:

Just a short note to both congratulate and thank you for your participation in **Country Music Week 1991.**

From The Royal Connaught's perspective the event was a huge success. The economic benefits, as well as the national exposure, could not have come at a more opportune time.

The opportunity to work with other members of the Downtown B.I.A., in particular the Holiday Inn and Journey's End on housing; plus various licensees on the extension of hours as well as other local corporations such as Labatt's was a gratifying and, I believe, successful experience.

On a personal note, I would like to thank all the members of your local organizating committee. As a Hamiltonian, I was throughly impressed by the effort and enthusiasm that went into promoting the week long Schedule of Events as well as the Awards Evening.

In closing, I would like to say that, both professionally and personally, I look forward to the arrival of Country Music Week 1993.

Sincerely yours,

Angela MacLean

Angela Maclean,
Director of Sales and Marketing

AM:kk

112 KING STREET EAST
HAMILTON, ONTARIO, CANADA L8N 1A8
TELEPHONE: (416) 546-8111
FAX: (416) 546-8118
TOLL-FREE RESERVATIONS: 1-800-263-8558

Journey's End Hotels
55 Catharine Street South, Hamilton, Ontario L8N 4E8 (416) 546-180

September 20, 1991
Mr. Gabriel Etele
Hamilton Downtown B.I.A.

Mr. Etele

I am writing in regards to The Country Music Week, which had just recently taken place this September.

It is our impression here at Journey's End that this event had with no doubt generated business and awareness for ourselves as a Hotel and Hamilton as a community.

We experienced that many of our guests were actively involved in these events. Concluding that increased room occupancy can greatly be attributed to Country Muaic Week.

The active co-operation of Hamiltons business community is commended in its efforts in meeting the needs of all parties involved.

We here at Journey's End suggest Hamilton's continued involvement in Country Music Week will, as it has been proven, to be a beneficial asset.

We look forward to the oppertunity in assisting Country Music Week once again in the future.

Sincerely,

Karen Kocarik

Karen Kocarik
Assistant Manager



September 17, 1991

Mr. Gabriel Etele
Co-Chairman
Country Music Week
C/O Downtown Hamilton B.I.A.

Dear Gabe:

On behalf of both Grapes & Things and Davy K's Gaslight, I would like to thank you and the Host Committee for your hard work on behalf of Hamilton and our City Centre. Country Music Week '91 brought financial rewards as well as great national focus to our area.

It was exciting to be a part of one of the biggest, highest profile events to come to Hamilton. The whole city, and in particular the Downtown core, became "Country in the City" for that week with live Country music at the clubs and in the park, CMW '91 pennants on B.I.A. poles, and Country Music Delegates visiting our member stores and restaurants.

Due to the extension in operating hours and the influx of delegates and fans for CMW '91, business at Grapes and Davy K's Gaslight increased substantially during the event. In these difficult economic times, any increase in sales and patronage is very welcome and certainly made our participation worthwhile.

Thank you for including Grapes and Gaslight on the route of the "Walkabout" on Saturday evening-we had a great time ! I and my staff look forward to participating in CMW '93.

Thank you!

Paul Pappas
Owner
Grapes & Things, Gaslight

103 KING STREET EAST, HAMILTON, ONTARIO L8N 1A9 PHONE (416) 526-1121

CITY COUNCIL
HAMILTON, CANADA

Alderman Don Drury

71 MAIN STREET WEST L8N 3T4 • (416) 546-2730 • RES. (416) 545-7077 - WARD 3

6(a.)

1992 April 13

Chairman and Members
of Finance and Administration Committee

Re: Casino in Hamilton

Background

Over the past several months the Province of Ontario has been actively considering the question of casino gaming in Ontario. Six cities have been mentioned in various news reports about becoming possible locations for a casino.

The Ontario Lottery Corporation is actively working in support the establishment of casinos and will most likely become the operating agent. The issue is of course controversial and will no doubt generate a large degree of discussion before the government finally determines the issue.

If the Province of Ontario decides to allow casino gambling, several side issues will develop:

1. **Location**

   Several cities are openly lobbying the Province of Ontario to be considered as the location for a casino. Niagara Falls, Toronto, Windsor and Ste. Sault Marie are frequently mentioned as potential sites. Ottawa and Sarnia have been mentioned also.

2. **Revenue**

   No firm estimate of the potential profit has been determined. It is safe to assume that the monies raised from casino gambling will be substantial and the economic impact of this type of activity will be enormous for whatever cities are chosen as casino sites. The Province of Ontario is likely to keep all of the

.../2

revenues and the ancillary financial spin-offs - jobs, food, entertainment, hotels, business taxes will accrue to the host city. My estimate is that a minor casino will generate four million dollars a year in direct spending in the municipality, (wages, taxes, food, beverage, hotel). This is exclusive of the profits from gambling.

A secondary consideration is the indirect economic activity generated if the casino is a draw for convention business. (Las Vegas is one of the largest convention destination points in the world). A casino in close proximity to a convention complex will draw many types of conventions.

Should Hamilton Request Consideration from the Province of Ontario if and when Casino Gambling Comes to Ontario?

Leaving aside the question of the morality or righteousness of gambling and that the determination is solely a Provincial responsibility we must seriously consider requesting the Province of Ontario to consider Hamilton as a site for a casino if any are to be created in Ontario.

Firstly, H.E.C.F.I., the local hotels and the Region of Hamilton-Wentworth and the City of Hamilton have fought to establish and maintain a viable convention business in the City of Hamilton. The Convention Centre hosts dozens of medium and large conventions yearly. Cost, quality of service and the proximity to hotels and entertainment are cited as the main reasons why Hamilton is chosen over other competing centres when convention planners determine the location of conventions. Our proximity to Toronto and Niagara Falls also helps. Many of the cities who may want a casino are in direct competition with us for convention business. I believe it is in the best long term interest of the City of Hamilton to remain competitive with Niagara Falls, Toronto, Windsor and Ottawa for convention business. We must request the Province to consider Hamilton if they too are to receive casinos.

Secondly, the economic spin-off in terms of taxes, spending and perhaps rent within the City of Hamilton owned facility will be substantial.

Thirdly, if casino gambling is allowed in Ontario there will no doubt be a move on the part of host municipalities to share in the wealth created through gambling. The City of Hamilton currently receives monies through the licensing of Bingo, Nevada tickets, Monte Carlo Nights and other forms of gambling. This may be yet another source of income for the City of Hamilton.

Recommendation

1. Whereas the authority to legislate and legalize casino gambling falls within the mandate of the Province of Ontario and recognizing that this is solely a Provincial matter;

The City of Hamilton decline to either endorse or oppose casino gambling in Ontario.

2. Whereas the Province of Ontario is currently examining the issue of casino gambling and whereas the profits generated from this type of activity are substantial we recommend to the Province that; that all profits from casino gambling be shared equally between the Province of Ontario and the municipality within whose borders the casino is located.

3. If the Province of Ontario legalizes casino gambling in Ontario and will own and operate casinos in Ontario that Hamilton be studied as a future site for a casino.

Sincerely,

Don Drury
Alderman, Ward 3

DD:jf

c.c.'s Mr. Gabe Macaluso, Managing Director/CEO, Copps Coliseum
Mr. Gene Kay, Chairman, H.E.C.F.I.
All Members of City Council
Local Media

7(a.)

CITY OF HAMILTON

- RECOMMENDATION -

APR 1 6 1992

DATE: 1992 April 15

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: Mr. L. King, P.Eng.
Building Commissioner

SUBJECT: Development Charges By-law 90-74 (BI-92-02)(92.4.12)

RECOMMENDATION:

a) In light of the present economic difficulties and the downturn in construction activity, Council authorize a public meeting to be called and advertised in accordance with Section 4 of the Development Charges Act to consider the following proposed amendments which have the effect of reducing development charges by 40%:

i) That sentence 8.(1) of By-law 90-74 be amended to read:

Type of Residential Unit	Per Unit
- single detached dwelling, semi-detached dwelling, row dwellings	$1,723.20
- two or more bedroom apartment	$1,216.38
- bachelor and one bedroom apartment	$ 658.87

ii) That sentence 13.(1) be amended to read:

Subject to the provisions of this part and this by-law, development charges against land to be developed for non-residential use shall be calculated and collected at the base rate of **$6,927.60** per hectare.

iii) That sentence 13.(2) be amended to read:

Where the gross floor area of a building is greater than 50% of the gross area of the lot on which the building is or is to be located, a surcharge shall be applied at the rate of **$1.4208** per square metre to that portion of the building that is greater than 50% of the gross area of the lot.

iv) That the rates be retroactive to 1992 January 1.

...2

b) That the subcommittee be directed to report back to the Finance and Administration Committee in 1993 March on the effect of the development charge reduction and recommend development charges from 1993 July 1 onwards.

c) That the subcommittee examine and report back to the Finance and Administration Committee a method for exempting infill commercial, industrial, and residential development.

d) That the subcommittee report back to the Finance and Administration Committee with respect to developing a method for calculating development charges and other service charges where the overall charges are excessive and impede development of land.

L.C. King, P. Eng.
LCK/PCL/dm

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Since implementation of the By-law on 1990 March 27, $584,594.74 was collected in 1990 and $1,022,610.56 was collected in 1991.

Based on projected construction levels for 1992, the City will collect $579,000 in development charges when reduced by 40%. (See Table A)

BACKGROUND:

On 1990 March 27, City Council passed By-law 90-74 under the Development Charges Act which imposed development charges against land when the development of the land increased the need for services.

The fees prescribed in the By-law were established by The Cooper & Lybrand Consulting Group. The consultant did an extensive study in 1989 in which the capital costs of major services for new residential and industrial/commercial development were analyzed. These costs were then proportioned based on projected population growths and projected construction of commercial and industrial space.

...3

The costs analyzed by the consultant resulted in the following:

RESIDENTIAL CAPITAL COSTS	
Service	**Cost Per Person**
Culture & Recreation	$273.54
Public Works	149.37
Library	103.58
Fire	84.32
Engineering	227.51
Traffic	6.39
Debt support	20.25
TOTAL	$844.71

INDUSTRIAL/COMMERCIAL COSTS		
Service	**Cost/Ha**	**Cost/m^2**
Engineering	$ 4,790	$0.97
Fire	$ 5,923	$1.18
Traffic	$ 833	$0.22
TOTAL	**$11,546**	**$2.368**

Since the implementation of the By-law in 1990, the construction industry has been adversely affected by the downturn in the economy. Building permit activity in Hamilton reflects the general malaise of the industry in 1992.

	CONSTRUCTION VALUE (MILLIONS)		NUMBER OF PERMITS	
Year	**Residential**	**Non-Residential**	**Residential**	**Non-Residential**
1989	$199.8	$185.4	4,542	1,407
1990	$126.8	$235.6	2,882	1,219
1991	$ 71.6	$ 79.6	1,658	1,023

...4

Due to economic indicators and the downturn in construction, City Council approved the following recommendation from the Finance and Administration Committee dated 1992 January 30:

> "In light of the present economic difficulties the fees applicable in the Development Charges By-law 90-74 be referred to a staff committee consisting of representatives of the following Departments...and chaired by the Building Commissioner to be reviewed and report back to the Finance and Administration Committee."

The subcommittee has met and discussed the issue of development charges and their effect on development and growth within the City. The following approaches were discussed:

1/ Some form of development charges reduction for 1992 and 1993 will encourage developers and builders to take advantage of the reduced rates.

2/ Major regional issues (i.e. cancellation of the Redhill Creek Expressway) have adversely affected development.

3/ Other major municipalities have delayed implementing development charges to encourage development.

4/ Construction on existing developed property does not have a major impact on demand for services.

5/ The existing exemption for residential infilling should be applied to commercial/industrial development.

6/ That in unusual cases where development charges and other service charges are excessive, that negotiations take place to reduce the overall charges to an economically acceptable level.

7/ That budgeted capital revenue as forecasted by the consultant will not be realized. Adjustments to proposed capital projects may be necessary due to capital shortfall.

1992 REVENUE PROJECTION			
Year	Total Construction Value	Jan/Feb Construction	Development Charges Collected
1990	$362,387,000	$53,932,547	$ 584,594
1991	$150,630,000	$11,845,000	$1,022,610
1992 (est.)	$141,807,000	$21,127,015	$ 964,673

...5

REVENUES FROM DEVELOPMENT CHARGES			
Year	Budgeted (from Consultant)	Actual	Lost Revenue
1990	$2,885,794	$ 584,594	($2,301,200)
1991	$3,847,725	$1,022,610	($2,825,115)
1992 (est.)	$3,847,725	$ 964,673	($2,883,052)

The recommendation in this report proposes a 40% reduction in the current level of development charges. The effect of reducing development charges by varying amounts is outlined below:

TABLE A

Projected 1992 Revenue	Reduction	Revenue Reduction
$965,000	10%	$ 96,500
$965,000	25%	$241,250
$965,000	40%	$386,000
$965,000	50%	$482,500
$965,000	75%	$723,750

On 1991 July 30, City Council approved the 15th Report of the Finance and Administration Committee and established a staff committee consisting of the:

Treasury Department
Planning and Development Department
Culture and Recreation Department
Public Works Department
Fire Department
Building Department
Hamilton Public Library
Traffic Department

chaired by the Building Commissioner to review development proposals involving infill situations or conversion of existing buildings to determine whether a development will increase the demand for municipal services and hence whether a development charge is applicable under Development Charges By-law 90-74.

For comparison purposes, the following appendices give a comparison of development charges and construction activity in other municipalities.

CITY	RESIDENTIAL			NON-RESIDENTIAL	
		City ($/unit)	Region ($/unit)	City	Region
Hamilton	Single Family (Detached and Semi-detached)	2,872	7,474	Base Rate: 11,546/hectare Surcharge: 2.368/sq.m. to that portion of the bldg. >50% of the G.F. of the lot.	Base Rate: 23,882/acre Surcharge: 5.51/sq.m. in excess of 50% of land area.
	Townhouse	2,872	5,555		
	Apartment (2 or more Bdrm)	2,027.30	3,842		
	Apartment (Bachelor or one Bdrm)	1,098.12	2,775		
Toronto		($/unit)		9.57/sq.m.	
	Single family (Detached and Semi-detached)	2,261			
	Townhouse	2,261			
	Apartment	1,439			
	* Toronto City Council at its meeting of March 23, 1992 passed a resolution to defer the date for implementation of the City Development Charge By-Law from November 1991 to January 1995, and to authorize the refund of all Development charge collected since November 1, 1991.				
Mississauga		City ($/unit)	Region ($/unit)	City	Region
	Single family (Detached and Semi-detached)	7,099	4,565.44	19.32/sq.m.	12.99/sq.m.
	Townhouse	7,099	4,565.44		
	Apartment	4,260	2,766.94		
	Plus: Storm Drainage Charges : 12,066/hectare Hydro Mississauga: Single Family & Townhouses: 473/unit Apartment: 284/unit			Plus: Storm Drainage Chages: 12,066/hectare Hydro Mississauga: 5.41/sq.m.	
	* Mississauga Development charges valid until July 31, 1992.				
Burlington		City ($/unit)	Region ($/unit)	City	Region
	Single Family (Detached and Semi-detached)	6,631	4,576	15.65/sq.m.	12.37/sq.m.
	Townhouse	5,367	732		
	Apartment	4,197	2,836		
St.Catharines (West)		($/unit)		63,400/hectare	
	Single Family (Detached and Semi-detached)	4,643			
	Townhouse	4,794			
	Apartment	2,547			
St.Catharines (East)		($/unit)		63,400/hectare	
	Single Family (Detached and Semi-detached)	248			
	Townhouse	256			
	Apartment	136			
Niagara Falls		($/unit)		Commercial: Nov.23/91 to Nov.22/92 : 5.30/sq.m. Nov.23/92 to Nov.22/93 : 7.30/sq.m. Nov.23/93 to Nov.22/94 : 9.30/sq.m. Nov.23/94 to Nov.22/95 :11.30/sq.m. Nov.23/95 to Nov.22/96 :11.30/sq.m. Industrial: * 63,400/hectare	
	Single Family (Detached and Semi-detached)	4,090			
	Townhouse	3,700			
	Apartment	2,535			

* Additional information regarding Development Charges of the above municipalities is available upon request.

Value of Building Permits Issued (in $ Millions)						
Year	Hamilton	Toronto	Mississauga	Burlington	St. Catharines	Niagara Falls
1988	313	1,095	1,730	252	130	89
1989	278	2,061	1,683	261	165	150
1990	385	1,340	967	183	112	110
1991	362	1,001	910	152	54	72
1992	38	169	212	54	24	10

Note: 1992 figures cover the first quarter only.

8(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 16

REPORT TO: S. Reeder, Secretary
Finance and Administration Committee

FROM: D. W. Vyce
Director of Property

SUBJECT: **Ukrainian Canadian Congress Monument - City Hall Grounds**

RECOMMENDATION:

That the monument commissioned by the Ukrainian Canadian Congress, Hamilton Branch, be installed on City Hall grounds at the site west of the western limit of the City Hall building itself as indicated on the site plan attached hereto as Appendix "A".

D. W. Vyce

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The conditions of the installation are to be detailed in a contract prepared by the Law Department, with terms consistent with legislation governing the acceptance and placement of monuments, plaques, and trees as approved by Council in September 1988.

The appropriate design and the financing of the monument's base is the responsibility of the Ukrainian Canadian Congress, Hamilton Branch, as are the costs of installation.

BACKGROUND:

In adopting Item 23 of the 21st Report of the Finance and Administration Committee, City Council on August 28, 1990 approved in principle the placement of a monument upon the grounds of City Hall by the Ukrainian Canadian Congress at a location to be determined later and brought back to the Finance and Administration Committee for formal approval.

A recommendation for the siting of this monument was delayed in order for an urban design study of City Hall grounds to be completed by A.J. Diamond, Donald Schmitt and Company. The study's preliminary direction has indicated the value of designating a specific area of the grounds for all monument and plaque placements. The area identified in the study is located on the west side of the property, bounded by Bay Street South and Main Street West. The Hamilton and District Labour Council's "Day of Mourning" and the "Engineers' Ring" are already situated in this area. The mature trees, extensive gardens and seating accommodations now in place provide an appropriate setting for memorials donated by community organizations such as the Ukrainian Canadian Congress.

The Congress' representatives have participated in many discussions about the choice of a site. Their preferences have changed several times. However they did originally express interest in the same site which this recommendation identifies. Mrs. Irene Sushko, Co-chair, of the Ukrainian Canadian Congress, has been contacted by staff regarding the nature of this recommendation. At the moment, the organization's preferred site is along the Main Street frontage opposite the flag pole as shown on the attached plan. Neither the consultants of the Grounds Study nor the City staff support this location for the placement of the monument.

Mrs. Sushko is contacting her colleagues to discuss the matter and will advise us of their position, hopefully prior to the Committee meeting.

Attach.
c.c. J. G. Pavelka, P.Eng., Acting Chief Administrative Officer

R. Sugden, Director of Culture & Recreation
Attention: C. York

P. Noé Johnson, City Solicitor

R. Swan, Manager, Building Operations and Maintenance Division

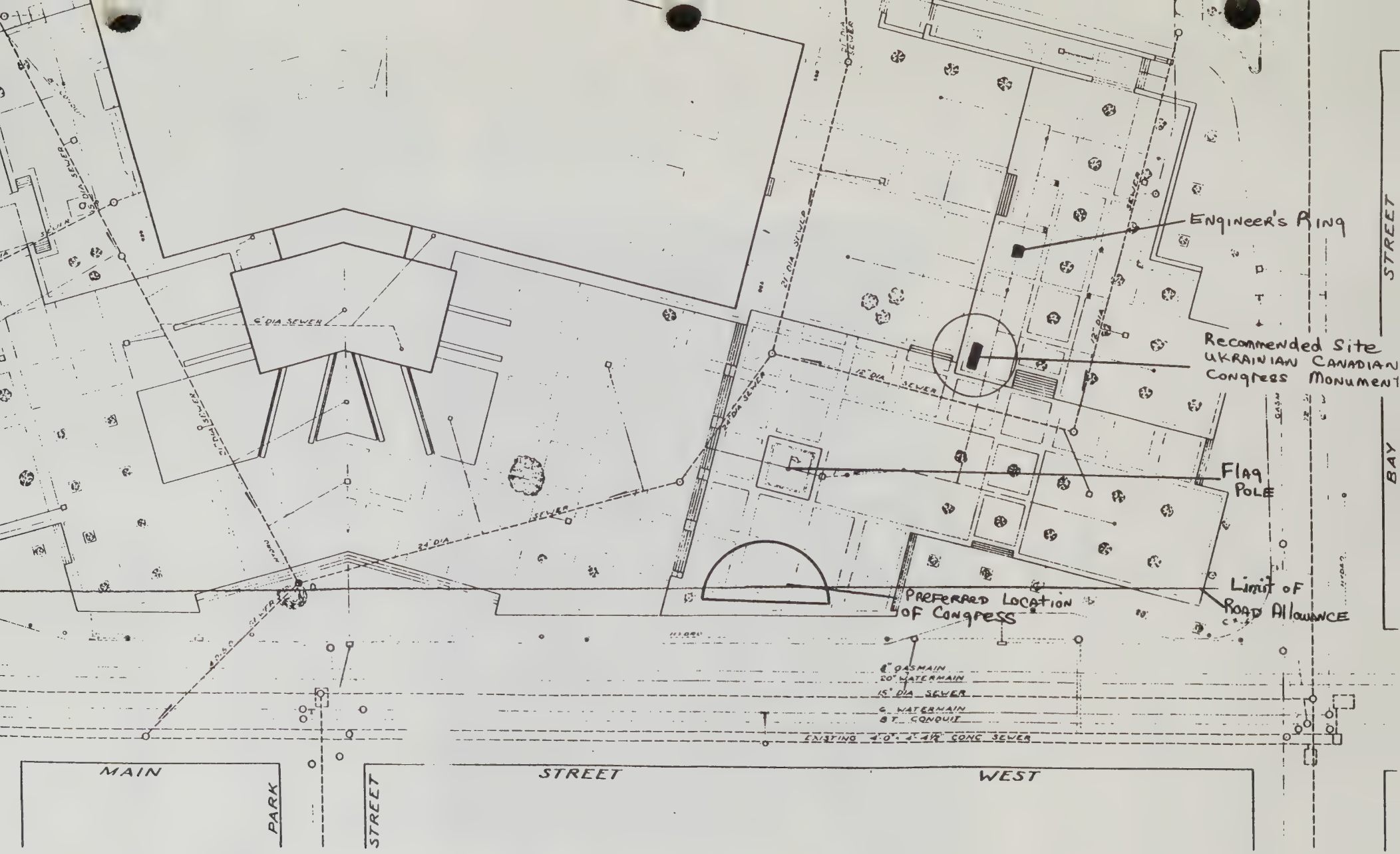
J. Sakala, Senior Landscape Architect, Planning and Development Department

D. Lobo, Acting Director of Public Works
Attention: R. Chrystian

K. Nutley, Senior Property Officer, Real Estate Division

Consultants Urban Design Study




ENGINEER'S RING
RECOMMENDED SITE
UKRAINIAN CANADIAN
CONGRESS MONUMENT
FLAG
POLE
LIMIT OF
ROAD ALLOWANCE
PREFERRED LOCATION
OF CONGRESS
6' DIA SEWER
24" DIA SEWER
15" DIA SEWER
8" DIA SEWER
20" WATERMAIN
15' DIA SEWER
6" WATERMAIN
8" CONDUIT
EXISTING 4'-0" x 4'-6" CONC SEWER
MAIN
PARK
STREET
STREET
WEST
STREET
BAY

9(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 2

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

APR 15 1992

FROM: Mr. J. G. Hindson, P.Eng.
Director of Information Systems

SUBJECT: Client Management Software Project (I/S 92-125)

RECOMMENDATION:

a) That a Project Team consisting of representatives from the Aldermanic Offices, Information Systems and the City Clerk's Department be formed to determine the needs and requirements for "Inquiry Management Software" for (optional) use by the Aldermanic Offices.

J. G. Hindson, P.Eng.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Information Systems has received several inquiries regarding the feasibility of using additional automated techniques for the logging, documentation and follow-up of inquiries and requests for information received by the Elected representatives.

There are several software packages available that may suit the needs and requirements of the Aldermanic Offices with respect to such functions as:

* Inquiry, receipt, progress and follow-up.
* Advanced mailing list management and wordprocessing mail-merges.
* Cross-referencing contacts by subject matter.

Although individual needs may vary, these types of packages are usually quite flexible. It would be advantageous to recommend a specific package or packages for general use in order to minimize acquisition and support costs. Considerations would be given to compatibility with Corporate hardware, the corporate network and other software.

c.c. Alderman B. Charters
Mr. J. G. Pavelka, P.Eng., Acting CAO
Mr. J. J. Schatz, City Clerk

9(b.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 14

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. J. G. Pavelka, P.Eng., Acting CAO

Mr. J. G. Hindson, P.Eng.
Director of Information Systems &
Chairman, Staff Enviro-Team

SUBJECT: Standard City Department Letterhead and Stationery (I/S - 92-103).

RECOMMENDATION:

a) That the standard letterhead, that includes the use of the City logo (as per Appendix "A") be adopted for use by City Departments.

b) That related-stationery for City Departments (envelopes and business cards) incorporate the same design concepts (attached Appendix "B").

c) That the use of the letterhead and related stationary be phased in only as existing supplies are used.

J. Pavelka, P. Eng,

J. G. Hindson, P.Eng.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

The City Management Team and the Staff Enviro Team have worked on a project to develop a standard Department letterhead and related stationery (envelopes and business cards) that would achieve a number of objectives as follows:

* present a consistent and identifiable image of the Corporation.
* eliminate the need for individual letterhead inventories.
* could be used by all City Departments.
* would be unaffected by name, address or phone number changes.
* use recycled materials (qualify for the recycling mobius loop)
* would be environmentally friendly (use vegetable ink base and minimize the use of bleached fibres).
* be price-competitive with conventional products.

We are pleased to submit a letterhead and stationery concept that meets all of these objectives.

Attached is a black and white sample of the proposed letterhead. The final version (samples will be available at the Committee meeting) would be printed, using vegetable-based inks. In reviewing the present colours available and used on the City's vehicles, signs and posters, it is recommended that the colours be "Pantone" B354U (green) and 293U (blue). The paper specified also qualifies for the use of the mobius (recycled) loop.

Unique features of this letterhead is that it is "generic" and the same letterhead stock can be used for all City Departments. The letterhead never needs to be changed or sent for recycling due to name, address, telephone or fax number changes.

As the City has adopted Corporate Standards for computer hardware and software and has developed automatic letter-creating techniques, the computer printers available in most locations will automatically generate the Department name, address, telephone, and Fax number information.

Eventually only one type of stock paper will be required in inventory, reducing the amount and cost of inventory.

To minimize the costs for envelopes and minimize inventory, all envelopes for Departments within City Hall will also be generic, with the logo and City Hall address only. Similarly, the business cards would be altered to include the use of the standard logo.

In order to ensure that all current stationery is used, the new letterhead would be introduced only as existing supplies are exhausted.

City of
HAMILTON

This is the appearance of the generic letterhead (except for colours) before a letter is printed on it....

Colours: Green - Pantone B354U
Blue - Pantone 293U

Appendix "A"

Department of Public Works
City of HAMILTON
71 Main Street West, Hamilton, Ontario, L8N 3T4
Tel. (416) 546-2785 / Fax (416) 546-3972

1992 April 14

Mr. J. G. Pavelka, P.Eng.
Acting CAO
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mr. Pavelka:

Re: Test

This is the appearance of a sample letter after it has been merged with the "Generic" Letterhead.....with the exception of this paragraph the rest of the letter is automated.

Yours very truly,

Appendix "B"

Darrel Pomfret
Department of Public Works

City of HAMILTON

City Hall, 71 Main Street West
Hamilton, Ontario L8N 3T4
Telephone (416) 574-4116
Fax (416) 389-6325

sample business card

City of HAMILTON

City Hall, 71 Main Street West, Hamilton, Ontario L8N 3T4

sample envelope header

Job: #47818-1 Disk: #68 Env./BCrds - U/L Case

Job #47818 Disk #68 Env./BCrds

10(a)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. D. W. Vyce, Director
Property Department

Mr. J. G. Hindson, P.Eng., Director
Information Systems Department

Mr. T. Bradley, Manager
Purchasing

SUBJECT: City of Hamilton Data Centre Renovations - Retender

RECOMMENDATION:

a) That the Data Centre Renovation Project be retendered as all six bids received were incomplete.

D. W. Vyce

J. G. Hindson, P.Eng.

T. Bradley

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The next set of bids received could be more or less than the original bids. Some bidders may lower their prices or drop out, other new bidders may submit bids.

BACKGROUND:

Council at it's meeting on 1992 January 14th approved of the tendering of the Data Center reconstruction Project. Tenders were subsequently issued with a closing date of 1991 April 9th.

After closing, all tenders were reviewed and during this review process it was determined that no bidder submitted a tender that was complete. In all cases essential or required information was not submitted in accordance with the documentation or pricing requirements as follows:

Bidder #1	-	no unit prices submitted
	-	no subcontractor personnel or experience indicated
Bidder #2	-	invalid Corporate seal used (did not use same Corporate seal as the name of the Company submitting the bid)
Bidder #3	-	no subcontractor personnel or experience indicated
	-	no company officers indicated
Bidder #4	-	no subcontractor personnel or experience indicated
Bidder #5	-	no unit prices submitted
	-	no subcontractor personnel or experience indicated
Bidder #6	-	only one of five subcontractor personnel and experience indicated

The tender documents included the following instructions to bidders:

> *"Note: All blanks must be filled in and each document contained herein, signed and/or sealed as required, or the tender will be declared "Improper".*
>
> *"The Contractor must state below the names and experience of the supervising personnel to be employed on this project. The names of supervisory personnel from the sub-contractors listed below shall also be filled in;"*

It is therefore recommended that the tenders be reissued.

c.c. Mr. J. G. Pavelka, P.Eng., Acting CAO
Ms. P. Noé Johnson, City Solicitor

11(a.)

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1992 April 15

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: Mr. John Johnston
Commissioner of Human Resources

SUBJECT: SalaryClassification-GeneralForeman/woman(Forestry)
and General Foreman/woman (Beautification)
Department of Public Works (C-020-092)

RECOMMENDATION:

That the following salary classification be approved:

POSITION TITLE	FUNCTION	GRADE	SALARY
General Foreman/woman (Forestry)	Manages, co-ordinates and directs the operations of the Forestry Section.	K	$47,412.56 - $55,811.08
General Foreman/woman (Beautification)	Manages, plans and co-ordinates the operations of the Beautification and Greenhouse Sections.	K	$47,412.56 - $55,811.08

J. Johnston

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The salary for this position will be met by the current operating budget of the Public Works Department. There will be no change in current staff complement.

...../2

BACKGROUND:

The recent changes in organizational structure of the Horticultural Section of Public Works has altered the responsibilities of the General Foreman/woman (Forestry) and the General Foreman/woman (Beautification) positions.

The Horticulturist position has, in the past, participated extensively in the day-to-day management of the entire Horticulture section. The delegation of the daily administration and management and of the cost control function of the Forestry and Beautification sections to the General Foreman/woman positions will enable the Horticulturist to re-focus on his position's responsibilities in the areas of:

Planning: More emphasis can now be placed on horticultural long term planning in coordination with the goals of the entire Parks Division. The development of special projects and programmes to maximize the use of horticultural resources and better the operations in the future will be priorities.

Budget Management: More time can now be spent on effectively providing overall budget management to result in the optimum use of financial resources, improving efficiency and effectiveness.

Research and Development: Research on new products and techniques will contribute to the best use of existing resources and enhances the sections ability to respond to numerous variables/problems arising in a changing environment.

Development and Motivation of Immediate Subordinates: More effective personnel management can occur.

The Foreman/woman positions have, in the past, had primarily a "hands on" role in their respective sections along with the responsibility for the day to day supervision of subordinates. This responsibility has been modified to more of an administrative and management role with the day to day supervision becoming a direct responsibility of the Foreman/woman positions in the Forestry and Beautification Sections. The General Foreman/woman (Forestry) and the General Foreman/woman (Beautification) now have full cost control responsibilities and develop and recommend revisions in procedures and policies.

12(a)

CORPORATION OF THE CITY OF HAMILTON

MEMORANDUM

****

TO: S. K. Reeder
Secretary, Finance and Administration Committee

YOUR FILE:

FROM: Mr. J. J. Schatz
City Clerk

OUR FILE:
PHONE: 546-2727

SUBJECT: RESOLUTION - CANADIAN HOUSING AND RENEWAL ASSOCIATION

DATE: 1992 April 15

Attached please find a copy of a resolution dated 1992 March 31 from the Canadian Housing and Renewal Association regarding support of the Canadian Housing and Renewal Association's efforts to keep a viable social housng sector in place which City Council at its meeting held 1992 April 14 referred to the Finance and Administration Committee.

att.

DRAFT RESOLUTION

WHEREAS the latest Federal budget has slashed the planned commitments for social housing for 1992 from 12445 units to only 8216 units, a decline of 34%; and

WHEREAS the rate of Federal withdrawal from social housing programs has accelerated alarmingly from a 52% decline in the ten years between 1980 and 1990 (from 31,392 units to 15,130) to an almost comparable decline in only two years since then (down 46% since 1990); and

WHEREAS this reduction includes the complete cancellation of the Co-operative Housing Program which provides an alternative to the standard form of rental tenure; and

WHEREAS this decline in social housing allocations represents a tremendous loss of employment opportunities (in the order of 11,000 jobs) at a time when the housing industry is facing severe difficulties;

WHEREAS there are 880,000 renter households in Canada in core housing need and whose housing needs are unable to be served by the private market; and

WHEREAS there are more than 75,000 households on waiting lists for social housing in thirteen of the big cities alone and probably close to 200,000 households on waiting lists nationally (it is estimated that there are over 100,000 households on the waiting lists in Ontario alone); and

WHEREAS Canadians should have the right to adequate and affordable housing; and

WHEREAS a strong Federal presence in housing programs is essential to ensure equality of access to affordable housing by all Canadians; and

WHEREAS devolution of housing responsibility to the Provinces inevitably results in further devolution to municipalities whose revenue base cannot support ongoing housing operating subsidy costs and which are presently facing extraordinary financial pressures themselves as a result of declining transfer payments; and

THEREFORE BE IT RESOLVED that the communicate by telegram to the Prime Minister of Canada and area MPs its dismay at the disregard shown for the low and moderate income households in this country who are either trying to manage on some type of social assistance or pension or working on limited wages that do not permit access to adequate and affordable housing in the private market; and

BE IT FURTHER RESOLVED that the in the same communication request the Prime Minister to rescind this reduction to the social housing programs and, as a minimum, restore the allocations, including the Co-operative Housing Program to the planned level of commitment and further, that the Federal Government convene a meeting of federal and

provincial housing ministers and officials and representatives of the Federation of Canadian Municipalities, the Canadian Housing and Renewal Association, the Co-operative Housing Federation of Canada and the Canadian Home Builders Association to address the issue of the future funding of social housing programs.

Canadian Housing Habitation Canadienne
Canadian Housing and Renewal Association/Association canadienne d'habitation

March 31, 1992

His Worship Mayor Robert Morrow,
City of Hamilton,
71 Main Street West,
Hamilton, Ontario
L8N 3T4

The Canadian Housing and Renewal Association is a national voluntary organization representing those who manage and deliver housing programs in communities across Canada. Our members typically reflect a cross-section of people engaged in housing policy, management and delivery activity as well as politicians, planners, consultants, builders, tenants, and other interested in the field. Our mission is to promote access to adequate and affordable housing by supporting the efforts of our members through publications, research, training and action in common to seek government policy change. We are seeking the assistance of your municipal council to support CHRA's efforts to keep a viable social housing sector in place.

It is clear from recent events relating to the constitution and the Federal budget that the whole strategy associated with social housing over the past two decades is now up for review. Unless Canada's social housing providers can position themselves successfully for the 1990s, the prospects are for continuing pressure on a variety of fronts, and for potential loss of much that has been achieved. To achieve an effective strategy will call for reconsideration of what is being done now by social housing providers, as well as lobbying against the recent Federal social housing budget cuts. We also realize that it is not enough just to repeat large housing need numbers without showing more effective ways in which they can be reduced.

Accordingly, CHRA is proposing a three-step process to carry out a review of the Federal role and the longer-term strategy for social housing:

- a roundtable session in early May to review a series of options presented in an advance Discussion Paper (members of the FCM Housing Task Force will be invited);
- development of a position at the 1992 Canadian Housing and Renewal Congress in Montréal;
- action by the whole range of those with an interest in affordable housing based on this position.

304-251 Laurier Avenue West
Ottawa, Ontario K1P 5J6
Tel: (613) 594-3007
Fax: (613) 594-9596
304-251 avenue Laurier ouest
Ottawa (Ontario) K1P 5J6

The Federation of Canadian Municipalities' Board of Directors endorsed CHRA's efforts at its recent Board of Directors meeting in Campbell River, British Columbia. We therefore ask that your representative at the FCM Annual Meeting be encouraged to take part in the general debate on social housing at the opening session of the CHRA Annual Congress.

Both meetings are taking place at the Queen Elizabeth Hotel in Montréal. The FCM Annual Meeting is from June 5 - 8, 1992 and the CHRA Annual Congress is from June 10 - 13, 1992. For your information, we have enclosed the CHRA congress program.

In the meantime, we cannot remain silent or it may be taken for assent to the cuts and to a withering away of the vital Federal role in housing. CHRA is ensuring that all Members of Parliament, Senators, municipal councils, and organizations with an interest in access to affordable housing have a copy of the enclosed resolution developed by CHRA for FCM. We are urging all parties that they consider this resolution and raise the issues posed by it in their sphere of influence. If your municipal council has passed such a resolution or is considering such a resolution in the near future, we ask that a copy be sent to CHRA.

Thank you for your consideration of this request. If you have any questions or concerns regarding CHRA's strategy, please do not hesitate to contact CHRA Executive Director Sylvia Haines at (613) 594-3007.

Bill Todd,
President

13(a.)

CITY OF HAMILTON

- INFORMATION -

DATE: 1992 April 16

REPORT TO: Susan Reeder, Secretary
Finance and Administration Committee

FROM: P. Noé Johnson
City Solicitor

SUBJECT: **Open Local Government Proposal** - Draft Legislation
Correspondence: City of Etobicoke

BACKGROUND:

Following the Report of the Municipal Conflict of Interest Consultation Committee (chaired by Cy Armstrong), the Minister of Municipal Affairs through the OPEN LOCAL GOVERNMENT PROPOSAL, Municipal Government Structure Branch, has circulated the attached drafts of legislation. The proposals address issues in the findings and recommendations by the Consultation Committee on Conflict of Interest, **AND** issues previously reported to Council concerning open Municipal meetings and disposal of surplus Municipal land. It was prepared by the Ministry for the purpose of consultation and the document states it does not necessarily reflect the final intention of the provincial government.

Correspondence from the City of Etobicoke has been referred directly to the Finance and Administration Committee for consideration in a timely fashion.

DISCUSSION:

The major proposals for legislation are divided into the three parts: **Municipal Conflict of Interest / Open Municipal Meetings / Disposal of Municipal Property**

1. Municipal Conflict of Interest Proposals:

a. Disclosure of the existence (not the value) of assets (liabilities and sources of income) excluding bank accounts, RRSP, Pension Rights and assets etc under $1,000.00

b. "deemed interest" to include only spouse and minor children

c. Enforcement shifts from the elector to a Commissioner. The draft proposes the creation of a Municipal Conflict of Interest Commission funded through the Province **from** the Municipalities and Local Boards (s. 22/23). This Office has no decision making power, can only investigate and recommend legal proceedings.

Once a complaint is before a Court, the Judge may no longer make a finding of "bona fide error of judgment" as a defence to disqualification.

d. This legislation would apply clearly to " advisors", and includes those appointed by Council to advisory bodies such as special ad hoc or sub committees. The advisor shall disclose the interest but can then participate in the meeting.

e. Restricts employment with the municipality for 6 months from the date of leaving office.

f. "Gifts" cannot exceed $200 (cumulative in one year from one source), but do not include incidents of protocol.

g. Penalties: suspension between 30 - 90 days; fine between $500. - 5,000, plus other penalties already contained in the current Act.

2. Open Municipal Meetings(to amend the Municipal Act)

General rule: that all meetings of Council and its Committees are open to the public. This right is to be limited only in the following cases:

mandatory to exclude the public: matters ruled privileged under FOI legislation.
permissive to exclude public: litigation,security, property acquisition/negotiation

3. Disposal of Municipal Real Property

Municipal Councils must follow procedures : declare property surplus to its needs prior to the sale; obtain an appraisal (some exceptions) and the Province indicates it may reserve the right to acquire the property.

The explanatory notes prepared by the Ministry and included as a preface to each draft legislation will assist further in focusing the readers attention on the changes. The above has been prepared as a synopsis but a thorough review of the drafts is recommended.

OPEN LOCAL GOVERNMENT

INTRODUCTION

Over the last decade, there have been increasing demands from both members of the public and local government representatives for changes to the Municipal Conflict of Interest Act and to the Municipal Act provisions for open meetings and disposal of land, to make them fairer and more effective.

Complaints have been voiced that the Municipal Conflict of Interest Act places an unfair burden on the public to initiate prosecution of alleged conflicts of interest; that the open meeting provisions of the Municipal Act permit the conduct of councils' and boards' business in secret; and that surplus local government land has been sold without sufficient public notice.

In 1990, my Ministry circulated a Discussion Paper on Municipal Conflict of Interest to municipalities, local boards and other interested groups and individuals to elicit opinions on what changes should be made to the legislation to make it more just for the elected and the electorate.

Earlier this year, I appointed a consultation committee to examine all aspects of municipal conflict of interest. In July, 1991, this Municipal Conflict of Interest Consultation Committee, chaired by Cy Armstrong, reported its findings and recommendations, after conducting public meetings across the Province and analysing over 200 submissions.

The Committee's report and the comments received were used as a basis for the development of new municipal conflict of interest legislation. At the same time, I have broadened the scope of this initiative to include the related issues concerning open meetings and disposal of surplus land, and thus to provide an "Open Local Government" draft legislation package.

This proposal is designed to enhance accountability and openness of local government by:

1) Revising municipal conflict of interest legislation to:

   - require disclosure of assets, liabilities and sources of income by all locally elected representatives; and

Written submissions may be sent by March 31, 1992 to:

OPEN LOCAL GOVERNMENT PROPOSAL
Municipal Government Structure Branch
Ministry of Municipal Affairs
11th Floor
777 Bay Street
TORONTO, Ontario
M5G 2E5

EXPLANATORY NOTES

CONFLICT OF INTEREST

The Municipal Conflict of Interest Act provides that members of municipal councils and local boards must declare a ~~conflict of~~ interest where they could benefit financially in debate or in voting at a council or board meeting, and are prohibited from participating in the decision-making. It is the responsibility of the elector to bring an alleged contravention of the Act before the judiciary.

Although the existing disclosure procedure would continue as the basis for declaring conflicts on particular issues, the amendments are substantial and consist of the following:

- Disclosure of assets by municipal councillors, school trustees, public utility commissioners and police village trustees:
  - within sixty days after election;
  - existence, but not value;
  - includes liabilities and income sources; and
  - applies also for spouses, minor children, and companies controlled by any of them.

- Disclosure of pecuniary interest by all members of council and local boards:
  - orally at the meeting where a conflict is first perceived by the member; and
  - in writing.

- A central register for the keeping of statements of disclosure of assets and pecuniary interest. The register would be available to the public.

- A Municipal Conflict of Interest Commission to advise, investigate and recommend prosecution in respect of alleged conflicts. The Commission would report to the Legislature, and be funded by municipalities and boards covered by the Act.

- The saving provisions of inadvertence and bona fide error would be removed and a broader range of penalties would be available to the courts for contravention.

- Acceptance of gifts and benefits would be prohibited, except for those of a social or protocol nature, up to a set value.

- Definitions to be revised or added include: advisor, community of interest, deemed interest, local board, meeting, member and pecuniary interest.

- The development of minimum - standard procedure by-laws

MUNICIPAL CONFLICT OF INTEREST LEGISLATION

1. The purposes of this Act are,

(a) to preserve the integrity, independence and accountability of local government decision making;

(b) to recognize, define and provide a consequence for the conflicts of interest that arise when,

(i) members of councils and local boards, and the persons whom councils and local boards appoint to advisory bodies, have certain pecuniary interests in matters being considered by those councils, local boards, and advisory bodies, and

(ii) those members or persons do not comply with the duties prescribed for them under this Act; and

(c) to facilitate public enforcement of this Act through the Municipal Conflict of Interest Commission.

2. In this Act,

"advisor" means a person, other than a member, appointed by a council or local board to an advisory body;

"advisory body" means a body other than a council or a local board, to which a council or local board has appointed at least one person and includes a body composed of one person;

"child" means a child born within or outside marriage and includes an adopted child and a person whom a parent has demonstrated a settled intention to treat as a child of his or her family;

"Commissioner" means the Municipal Conflict of Interest Commissioner appointed under section 22;

"community of interest in common with electors generally" means,

(a) a pecuniary interest in common with the electors within the area of jurisdiction and, if the matter under consideration affects only part of the area of jurisdiction, means a pecuniary interest in common with electors within that part, and includes,

school purposes, of a municipality or of two or more municipalities or parts thereof, but does not include a committee of management of a community recreation centre appointed by a school board, a local roads board, a local services board or a negotiating committee appointed under the Municipal Boundary Negotiations Act;

"meeting" includes any regular, special, committee, subcommittee or other meeting of a council, local board, or advisory body as the case may be;

"member" means a member of a council or of a local board;

"municipality" means the corporation of a county, city, town, village, township or improvement district or of a metropolitan, regional or district municipality or the County of Oxford and a board, commission or other local authority exercising any power in respect of municipal affairs or purposes, including school purposes, in territory without municipal organization, but does not include a committee of management of a community recreation centre appointed by a school board, a local roads board or a local services board;

"pecuniary interest" means an interest consisting of, measured in, or related to money;

"school board" means a board of education, public school board, secondary school board, Roman Catholic separate school board, Protestant separate school board or The Ottawa-Carleton French-language School Board; "

"senior officer" means the chair or any vice-chair of the board of directors, the president, any vice-president, the secretary, the treasurer or the general manager of a corporation or any other person who performs functions for the corporation similar to those normally performed by a person occupying any such office;

"spouse" means a person of the opposite sex to whom the person is married or with whom the person is living in a conjugal relationship outside marriage.

(b) by reason of being entitled to receive on terms common to other persons any service or commodity or any subsidy, loan or other such benefit offered by the municipality or local board;

(c) by reason of purchasing or owning a debenture of the municipality or local board;

(d) by reason of having made a deposit with the municipality, local board or advisory body, the whole or part of which is or may be returnable to the person in like manner as such a deposit is or may be returnable to electors generally;

(e) by reason of having an interest in any property affected by a work under the Drainage Act or under the Local Improvement Act;

(f) by reason of having an interest in farm lands that are exempted from taxation for certain expenditures under the Assessment Act;

(g) by reason of being eligible for election or appointment to fill a vacancy, office or position in the council, local board or advisory body when the council, local board or advisory body is empowered or required by any general or special Act to fill such vacancy, office or position;

(h) by reason only of being a director or senior officer of a corporation incorporated for the purpose of carrying on business for and on behalf of the municipality or local board;

(i) by reason only of being a member of a council, local board, or advisory or other body when the membership is required by law by virtue of his or her office or results from an appointment by a council, local board or advisory body;

(j) in respect of an allowance for attendance at meetings, or any other allowance, honorarium, remuneration, salary or benefit to which the person may be entitled by reason of being a member or advisor or

(b) shall not participate in the discussion of, or vote on any question in respect of the matter;

(c) shall not attempt whether before, during or after the meeting to influence the voting in any way, including by attempting to influence employees of the council or local board;

(d) if absent, shall disclose the interest in accordance with clause (a) at the next meeting of the council or local board that the member attends.

(2) Where a meeting referred to in subsection (1) is not open to the public, in addition to complying with the requirements of that subsection, the member shall promptly leave the meeting or the part of the meeting during which the matter is under consideration.

6.- (1) Where a member, either on his or her own behalf or while acting for, by, with or through another person, has any pecuniary interest in any matter which is the subject of consideration at a meeting of an advisory body to which the member has been appointed by a council or a local board, the member,

(a) if present,

(i) shall orally disclose the interest and its general nature before any consideration of the matter at the meeting;

(ii) shall complete and file, at or before the next meeting that the member attends of the council or local board that appointed the member, a written disclosure of the interest and its general nature with the clerk of the municipality or secretary of the local board;

(b) shall not participate in the discussion of, or vote on any question in respect of the matter;

(c) shall not attempt whether before, during or after the meeting to

(b) may, if the Commissioner considers it appropriate, apply to a judge for a determination of the question of whether the member has contravened section 5, 6, 7 or 8; and

(c) may authorize the person to apply to a judge for a determination of whether or not the member has contravened section 5, 6, 7 or 8.

(7) No application shall be brought under subsection (6) after the expiration of two years from the time at which the contravention was, or is alleged to have been committed.

11.-(1) Where a judge determines that a member or a former member while he or she was a member has contravened this Act, the judge,

(a) shall,

(i) impose a fine on the member or former member of not less than $500 and not more than $5,000, or

(ii) in the case of a member, suspend the member, without pay and benefits, for a period of not less than 30 days and not more than 90 days;

(b) may, in the case of a member, impose both penalties under clause (a).

(c) may, in the case of a member, declare the seat of the member vacant;

(d) may disqualify the member or former member from being a member for a period of not more than seven years; and

(e) may, where the contravention has resulted in personal financial gain, require the member or former member to make restitution to the party suffering the loss, or, where such party is not readily ascertainable, to the municipality or local board of which he or she is a member or former member.

13. The failure of any person to comply with section 5, 6 or 15 does not of itself invalidate any proceedings in respect of any such matter but the proceedings in respect of such matter are voidable at the instance of the municipality or of the local board, as the case may be, before the expiration of two years from the date of the passing of the by-law or resolution authorizing such matter unless to make void the proceedings would adversely affect the rights of any person acquired under or by virtue of the proceedings who acted in good faith and without actual notice of the failure to comply with section 5, 6 or 15.

14. Proceedings to suspend a member or to declare a seat vacant or to disqualify a member or former member for contravention of section 5, 6, 7 or 8, or to require a member or former member to make restitution where a contravention has resulted in personal financial gain, shall be had and taken only under this Act.

Duty of Advisor

15.-(1) Where an advisor, either on his or her own behalf or while acting for, by, with or through another person, has a pecuniary interest in a matter which is the subject of consideration at a meeting of an advisory body to which the advisor has been appointed by council or local board, the advisor,

(a) if present,

(i) shall orally disclose the interest and its general nature before any consideration of the matter at the meeting; and

(ii) shall complete and file, before or at the next meeting of the council or local board that appointed the member, a written disclosure of the interest and its general nature with the clerk of the municipality or secretary of the local board.

(b) advisors appointed by the council or local board, as the case may be.

(2) The central register of disclosure shall contain,

(a) written disclosures of a pecuniary interest under sections 5, 6 and 15;

(b) disclosure statements and supplementary disclosure statements of assets, liabilities, financial interests and sources of income under section 8; and

(3) disclosure statements of gifts or personal benefits under section 7.

(3) All documents in the central register of disclosure are public documents and may be inspected by any person upon request at the office of the clerk or the secretary, as the case may be, during normal office hours.

(4) Any person may make extracts from the documents and is entitled to copies of them upon payment for the preparation of the copies at such rate as the clerk or secretary, as the case may be, charges for the preparation of copies of other documents.

Remedy For Lack Of Quorum

18.-(1) Where the number of members who, by reason of the provisions of this Act, are disabled from participating in a meeting is such that at that meeting the remaining members are not of sufficient number to constitute a quorum, then, despite any other general or special Act, one-third of the total number of members of the council, local board or advisory body, as the case may be, shall be deemed to constitute a quorum, but such number shall not be less than two.

(2) Where in the circumstances mentioned in subsection (1), the remaining number of members who are not disabled from participating in the meeting is less than the quorum deemed by subsection (1), the council, local board or advisory body may apply to a judge without notice for an order authorizing the council, local board or advisory body, as the case may be, to give consideration to, discuss and vote on the matter out of which the interest arises.

Municipal Conflict of Interest Commissioner

22.-(1) There shall be appointed, as an officer of the Legislative Assembly, a Municipal Conflict of Interest Commissioner to exercise the powers and perform the duties set out in this Act.

(2) The Commissioner shall be appointed by the Lieutenant Governor in Council on the address of the Legislative Assembly.

(3) The Commissioner shall hold office for a term of five years and may be reappointed for a further term or terms, but is removable at any time for cause by the Lieutenant Governor in Council on the address of the Legislative Assembly.

(4) The Commissioner may appoint officers of his or her staff to be Assistant Commissioners.

(5) The Commissioner and any Assistant Commissioner shall not, during their term of office, be a member of the Legislative Assembly, a council of a municipality or a local board.

(6) The Commissioner shall be paid such remuneration and allowances as are fixed by the Lieutenant Governor in Council.

23.-(1) The Commissioner may employ such staff as he or she considers necessary for the efficient operation of the office and may determine their salary and remuneration and the terms and conditions of employment.

(2) The Commissioner may lease any premises and acquire any equipment and supplies necessary for the efficient operation of the office of the Commissioner.

(3) The salary of the Commissioner and the expenses required for the operation of the office are payable out of money appropriated for them by Legislative Assembly.

(4) The accounts and financial transactions of the office of the Commissioner shall be audited annually by the Provincial Auditor.

(b) for enabling the municipality to act as an insurer, despite the Insurance Act;

(c) for exchanging with other municipalities in Ontario reciprocal contracts of indemnity or inter-insurance in accordance with Part XIII of the Insurance Act, to protect a member of the council or of any local board thereof or an advisor who has been found not to have contravened section 5, 6, 7, 8 or 15 against any costs or expenses incurred by the member as a result of a proceeding brought under this Act, and for paying on behalf of or reimbursing the member for any such costs or expenses.

(2) The Insurance Act does not apply to a municipality acting as an insurer for the purposes of subsection (1).

(3) Despite subsections 387 (1) and (2) of the Insurance Act, any surplus funds and the reserve fund of a municipal reciprocal exchange may be invested only in such securities as a municipality may invest in under subsection 163(2) of the Municipal Act.

(4) The money raised for a reserve fund of a municipal reciprocal exchange may be expended or pledged for, or applied to, a purpose other than that for which the fund was established if two-thirds of the municipalities that are members of the exchange together with two-thirds of the municipalities that previously were members of the exchange and that may be subject to claims arising while they were members of the exchange agree in writing and if section 386 of the Insurance Act is complied with.

(5) A local board or an advisory body has the same powers to provide insurance for or to make payments to or on behalf of its members as are conferred upon the council of a municipality under this section in respect of its members.

(6) A by-law passed under this section may provide that it applies to a person who was a member at the time the circumstances giving rise to the proceeding occurred but who, prior to the judgment in the proceeding, has ceased to be a member.

CONSEQUENTIAL AMENDMENTS

Form 3 of the Municipal Act would be repealed and the following substituted:

FORM 3

DECLARATION OF ELECTED OFFICIAL

I, ..., do solemnly declare that I will faithfully and impartially, to the best of my ability, execute the office of ..... to which I have been elected in this municipality, and that:

1) I have not accepted and will not accept any payment or reward for the exercise of any partiality, dishonesty or other undue execution of this office;

2) I have read, understood and agree to comply with the provisions of the Municipal Conflict of Interest Act;

3) I shall not use information that is gained in the execution of my office and is not available to the general public to further or seek to further my private interest; and

4) I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force as if made under oath.

EXPLANATORY NOTES

OPEN MEETINGS

The Municipal Act currently provides that meetings of municipal councils are open to the public, with the exception of meetings of committees of council (including committee of the whole) and special meetings, both of which may be closed at council's discretion. These provisions also apply for meetings of most local boards.

The proposed amendments would require that regular, special or committee meetings of municipal councils and local boards be open to the public. The public's right to attend meetings would be limited only in the following circumstances:

- discretion to close a meeting for certain prescribed topics, including litigation, security, property acquisition and negotiation;

- mandatory requirement to close a meeting if discussing matters which must not be disclosed under the Municipal Freedom of Information and Protection of Privacy Act.

Municipal councils and local boards would be required to adopt procedure by-laws setting out the method of calling, conduct and proceedings for meetings.

Related amendments would be made to the Acts governing the regional, district, metropolitan municipalities and to the County of Oxford Act, to afford consistency with the Municipal Act provisions.

NOTE: Section numbers referred to in the draft legislation relate to Municipal Act Chapter M45 R.S.O. 1990

The following draft has been prepared by the Ministry of Municipal Affairs for consultation purposes only. It does not contain any legal opinion or interpretation of the Municipal Act, and does not necessarily reflect the final intention of the Government of Ontario with respect to amendment of that Act.

(g) a matter in respect of which a council, board, committee or other body has authorized a meeting to be closed under an Act of the Legislature or an Act of Parliament.

(5) A meeting shall be closed to the public if the subject matter relates to,

(a) the consideration of a request under the Municipal Freedom of Information and Protection of Privacy Act prior to final disposition of the request, if the council, board, commission or other body is designated as head of the institution for the purposes of that Act;

(b) a matter that the head of an institution is not permitted to disclose under the Municipal Freedom of Information and Protection of Privacy Act.

(6) If all or part of meeting is closed to the public, the clerk of the municipality or the recording official of the local board shall record in the minutes of the meeting where the decision to close is made,

(a) the time and fact of the holding of the closed meeting;

(b) the matter considered at the closed meeting;

(c) the clause or clauses in subsections (4) or (5) that were relied on to justify having the closed meeting; and

(d) the reasons why a closed meeting was necessary.

(7) The clerk of the municipality or the recording official of the local board, in making the minute referred to in subsection (6), shall not record any personal information as defined in the Municipal Freedom of Information and Protection of Privacy Act.

55.1.-(1) Every council and local board may adopt a procedure by-law for governing the calling, place and proceedings of meetings, and the conduct of members.

(2) The Minister may make regulations prescribing standards for the calling, place and proceedings of meetings of councils and local boards, and the conduct of members.

EXPLANATORY NOTES

DISPOSAL OF PROPERTY

At present, the Municipal Act gives municipalities and their local boards, except boards of education, total discretion to sell real property, provided that the purchaser may lawfully buy the property and the council acted in good faith.

The proposed amendments would require the municipal council or local board to declare that the property to be sold is surplus to its need and available for sale; and obtain an appraisal of the value of the property to be sold, unless the property qualifies for an exemption, to be established by regulation. Exemptions would include:

- resale of expropriated land to original owner;
- sale under municipal small business assistance program;
- undevelopable land.

Municipalities may offer surplus lands to other public bodies within their boundaries before offering lands for public sale.

Municipal councils and local boards would be required to follow procedures setting out the internal process and public notice requirements for the sale of real property.

Depending on the outcome of the Government's consultation on provincial acquisition of land for housing, the Province may reserve the right to acquire surplus municipal and local boards' real property.

Related amendments would be made to the Acts governing the regional, district, metropolitan municipalities and to the County of Oxford Act, to afford consistency with the Municipal Act provisions.

NOTE: Section numbers referred to in the draft legislation relate to Municipal Act Chapter M45 R.S.0. 1990

The following draft has been prepared by the Ministry of Municipal Affairs for consultation purposes only. It does not contain any legal opinion or interpretation of the Municipal Act and does not necessarily reflect the final intention of the Government of Ontario with respect to amendment of that Act.

(5) The Minister may make regulations prescribing,

(a) standards of procedure for the sale by municipalities or local boards of real property by public tender, public auction, or otherwise;

(b) a class or classes of real property to which subsection (4) does not apply;

(c) the form and contents of a certificate of compliance with section 193; and

(d) the duties of the clerk of the municipality or the administrative head of the local board with respect to the certificate of compliance with section 193.

(6) In the event of a conflict between a procedure by-law passed under subclause 2(a) and a regulation under subsection (5), the provision providing greater access to information to the public prevails.

(7) Every council and local board may pass bylaws for the establishment and maintenance of a register of real property owned or leased by the municipality or local board, and for access by the public to that registry.

(8) The Minister may make regulations prescribing standards for the establishment and maintenance of registries of real property owned or leased by municipalities and local boards, and for access by the public to those registries.

(9) In the event of a conflict between a by-law passed under subsection (7) and a standard prescribed by regulation under subsection (8), the provision providing greater access to information to the public prevails.

City of Etobicoke

OFFICE OF THE CLERK
416/394- 8075

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March 26th, 1992

TO ALL MUNICIPALITIES IN ONTARIO
WITH A POPULATION OF 5,000 AND OVER

Subject: Proposed Amendments to the Provincial Municipal Conflict of Interest Act

The Ministry of Municipal Affairs has recently drafted proposed amendments to the Municipal Conflict of Interest Act for consultation purposes.

In reviewing the draft legislation, the City of Etobicoke Council has expressed concern with respect to certain portions of the proposed amendments and has suggested certain changes to the existing legislation, all as outlined on the attached schedule.

We have been advised by the Ministry of Municipal Affairs that the deadline date for the consultation process and any written comments has been extended from March 30th to the end of April 1992.

Etobicoke Council would appreciate the support of your Municipality in its concerns with respect to the proposed amendments to the Act.

Yours truly,

Cathie L. Best,
Deputy City Clerk.
/pt
encl.

MUNICIPAL CONFLICT OF INTEREST ACT

City of Etobicoke Council Submission to the Minister of Municipal Affairs

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1. Council rejects the necessity for the proposed legislation and submits that amendments to the existing Municipal Conflict of Interest Act be considered.

2. Such amendments to the existing legislation should include:

a) discretion to the judge hearing a case under the Act to award a complainant's costs against a municipality where the judge considers it appropriate.

b) greater latitude to the judge to impose penalties where there is a breach of the Act. These penalties might allow discretion to impose fines or suspensions. [As the Act is now worded, the judge in addition to requiring restitution may only declare the seat vacant (and may disqualify the member for up to seven years) or the judge may not disqualify on grounds of inadvertence or bona fide error in judgment. There currently is no middle ground.] The Act should permit a judge to make a finding of bona fide error or inadvertence.

3. If the legislation is to proceed, the following matters be considered:

a) the only asset to be disclosed would be land holdings of the member, the member's spouse or any minor child of the member within the municipality or any immediately adjacent municipality.

b) neither income nor liabilities would be disclosed.

c) that given the difficulty with the definition, the reference to "gifts" be deleted from the legislation.

d) that the office of the Commissioner and all procedures relating to that office be deleted.

e) that a judge be permitted to make a finding of bona fide error.

13(c.)

CORPORATION OF THE

CITY OF KINGSTON

DEPARTMENT
OF
CITY CLERK

OFFICE OF THE
CITY CLERK
MARION ROGERS
ASSISTANT CITY CLERK
SHEILA BIRRELL

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(613) 546-2916 (T.D.D.)

Our Ref. No. C09

April 8, 1992

TO ALL MUNICIPALITIES WITH A POPULATION OVER 25,000:

Dear Clerk's:

SUBJECT: MUNICIPAL CONFLICT OF INTEREST REGULATIONS

This will confirm that at the meeting of City Council held on April 7th, 1992, the following motion was approved:

Moved by Councillor Rogers
Seconded by Councillor Bristol

WHEREAS the Province of Ontario has proposed new Municipal Conflict of Interest regulations;

AND WHEREAS enforcement of these guidelines could be done through the existing system of provincial courts which are funded by the Province;

AND WHEREAS the proposed Conflict of Interest regulations create a new bureaucracy called the Office of the Municipal Conflict of Interest Commissioner, to enforce the regulations instead of the Courts;

AND WHEREAS the proposed Conflict of Interest regulations stipulate that the cost of the new bureaucracy should be borne by Municipalities:

THEREFORE BE IT RESOLVED that the City of Kingston inform the Minister of Municipal Affairs and local MPPs that the creation of a new Office of Municipal Conflict of Interest Commissioner is acceptable only if the cost of this new bureaucracy is borne by the Province;

- and further -

That this resolution be forwarded to Ontario Municipalities with populations over 25,000.

Yours truly,

Sheila Birrell

Sheila Birrell,
Acting City Clerk.

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